

Journal of The House

of the

Thirty-Second General Assembly

of the

State of Iowa

WHICH CONVENEED AT THE CAPITOL AT DES MOINES,
JANUARY 14, 1907, AND ADJOURNED SINE
DIE APRIL 9, 1907

DES MOINES
EMORY H. ENGLISH, STATE PRINTER
E. D. CHASELL, STATE BINDER
1907

OFFICERS OF THE HOUSE.

Speaker:

N. E. KENDALL,
Albia, Monroe County.

Speaker Pro Tempore:

A. F. N. HAMBLETON,
Oskaloosa, Mahaska County.

Chief Clerk:

C. R. BENEDICT,
Shelby, Shelby County.

Assistant Clerk Dennis O'Leary, Council Bluffs, Pottawattamie County.
Reading Clerk A. E. Kepford, Des Moines, Polk County.
Engrossing Clerk Mrs. Mollie Heist, Des Moines, Polk County.
Enrolling Clerk Gertrude Marshall, Des Moines, Polk County.
Journal Clerk E. J. Frisk, Des Moines, Polk County.
Journal Clerk Eva Seevers, Oskaloosa, Mahaska County.
File Clerk H. C. Byers, Garner, Hancock County.
Bill Clerk B. S. Record, Woodward, Dallas County.
Ass't Postmistress ... Bertha Lambly, Emmetsburg, Palo Alto County.
Sergeant-at-Arms J. Hefflefinger, Grundy Center, Grundy County.
Chief Doorkeeper T. W. Hazleton, Calmar, Winneshiek County.

THE HOUSE OF REPRESENTATIVES OF THE THIRTY-SECOND GENERAL ASSEMBLY.

District	Name	P. O. Address	County Composing District	Occupation	Nativity	Years in Iowa	Age
5	Allred, William P	Corydon	Wayne	Farmer	North Carolina	52	60
63	Anderson, William	Jewell	Hamilton	Banker and Farmer	Canada	34	54
51	Arney, Wallace H	Marshalltown	Marshall	Farmer and Stock	Iowa	46	46
40	Baird, E. D	North English	Iowa	Banker and Stock	New York	52	57
43	Balluff, Frank	Davenport	Scott	Insurance	Iowa	34	34
97	Bascom, J. L	Milford	Dickinson	Attorney	Iowa	46	46
2	Bauman, S. H	Birmingham	Van Buren	Veterinarian and Farmer	Iowa	51	51
20	Beery, Enoch	Salem	Henry	Farmer and Stock	Iowa	50	50
84	Bergeson, Berges J	Graettinger	Palo Alto	Farmer and Stock	Iowa	39	39
68	Bixby, R. J	Edgewood	Delaware	Farmer and Stock	Iowa	52	52
94	Blackmore, A. C	Northwood	Worth	Retired	New York	40	63
34	Bonwell, John C	Ross	Audubon	Agriculturist	Ohio	37	63
31	Brandes, H. C	Hancock	Pottawattamie	Farmer	Germany	30	54
13	Calkins, George C	Mount Etna	Adams	Farmer	New York	35	58
57	Cassady, E. M	Whiting	Monona	Banker, Merchant and Farmer	Ohio	39	58
19	Clarke, James F	Fairfield	Jefferson	Physician and Surgeon	Iowa	43	43
89	Clary, Tim C	New Hampton	Chickasaw	Lawyer	Wisconsin	34	43
73	Conn, Stanley	Parkersburg	Butler	Farmer	Canada	50	51
59	Corrie, S. M	Ida Grove	Ida	Farmer	New York	43	48
80	Cottrell, J. C	Kingsley	Plymouth	Farmer	New York	37	46
16	Darrah, John H	Chariton	Lucas	Merchant	Illinois	30	32
3	DeMar, John C	Belknap	Davis	Superintendent Schools	Iowa	27	27
44	Dewell, Hiram	Clarence	Cedar	Farmer	Indiana	51	57
21	Dodds, William D	Danville	Des Moines	Farmer	Iowa	36	36
53	Doran, Justin R	Beaver	Boone	Farmer	New York	35	56
74	Dow, D. W	Hampton	Franklin	Lawyer	Michigan	47	71
60	Drury, Will	Wall Lake	Sac	Farmer and Stock	Iowa	44	44
46	Dunn, Henry	Miles	Jackson	Retired Farmer	Ireland	51	69
6	Dye, C. C	Lineville, R. F. D. 2	Decatur	Farmer	Iowa	46	46
31	Dye, Willoughby	Macedonia	Pottawattamie	Banker and Merchant	Iowa	54	54
90	Earle, Willard C	Waukon	Allamakee	Agriculturist	Pennsylvania	52	73
9	Elliott, Jesse D	Hawleyville	Page	Physician	Illinois	38	55
90	Feay, Samuel A	Rock Rapids	Lyon	Hardware Merchant	Pennsylvania	51	55
66	Feely, Guy A	Waterloo	Black Hawk	Lawyer	Iowa	31	31
83	Felt, B. F. Jr	Spencer	Clay	Farmer	Illinois	25	44
15	Fenn, Joel M	Murray	Clarke	Farmer	Ohio	50	62
95	Flugum, C. N	Leland	Winnebago	Farmer	Norway	33	43
36	Fox, John	Dallas Center	Dallas	Farmer	England	37	65
24	Geneva, Thomas	What Cheer	Keokuk	Merchant and Stock	England	47	49
11	Greenwood, C. G	Silver City	Mills	Banker and Lumberman	Maine	26	70
39	Grier, George E	Deep River	Poweshiek	Banker	Iowa	30	30

62	Hackler, Charles W	Fort Dodge	Webster	Lawyer	Illinois	16	73
25	Hambleton, A. F. N	Oskaloosa	Mahaska	Real Estate and Examiner of Titles	Iowa	49	49
49	Hanna, W. H.	Garrison	Benton	Farmer and Stock	Iowa	47	47
76	Hanson, Thor O	Bode	Humboldt	Bank Cashier	Wisconsin	37	47
58	Harding, W. L.	Sioux City	Woodbury	Attorney	Iowa	29	29
98	Harvey, Mahlon	Sibley	Osceola	Farmer	New York	32	62
69	Beles, Philip	North Buena Vista, R. F. D. 2	Dubuque	Farmer	Iowa	46	46
79	Hickey, William H	Aurelia	Cherokee	Farmer	New York	43	65
85	Holmes, Otis H.	Algona	Kossuth	Clergyman	Iowa	10	37
93	Hume, Thomas H.	St. Ansgar	Mitchell	Lumber and Grain	Iowa	37	37
86	Inman, Loren W	Marble Rock	Floyd	Farmer and School-teacher	Iowa	36	36
91	Jewell, P. M	Decorah	Winneshiek	Physician and Surgeon	Ohio	26	58
12	Jones, F. F.	Villisca	Montgomery	Banker and Merchant	New York	31	51
37	Kelley, John H	Altoona	Polk	Farmer	Ohio	24	34
32	Kellogg, George A.	Missouri Valley	Harrison	Banker	Iowa	34	34
45	Kendall, A. W.	Delmar	Clinton	Farmer	Iowa	50	50
17	Kendall, N. E.	Albia	Monroe	Lawyer	Iowa	38	38
41	Koontz, George W	Iowa City	Johnson	Banker	Pennsylvania	53	62
92	Kull, Hermann	Cresco, R. F. D. 7	Howard	Farmer	Wisconsin	7	30
96	Lee, N. J.	Estherville	Emmet	Lawyer	Iowa	33	33
65	Lister, John	Conrad	Grundy	Farmer and Stock	Illinois	36	52
61	Lowrey, J. H.	Pomeroy	Calhoun	Banker	Illinois	38	56
48	McAllister, John	Cedar Rapids	Linn	Retired Farmer	Ireland	40	66
55	McDonald, Edward	Coon Rapids	Carroll	Live Stock Dealer	Iowa	44	44
53	McElrath, William W	Moville	Woodbury	Banker and Farmer	Ireland	25	57
58	Maben, O. K.	Forest City, R. F. D. 7	Hancock	Farmer	Iowa	38	38
56	Mann, Ashael	Hamburg	Fremont	Farmer	Indiana	56	63
10	Marston, Charles L	Mason City	Cerro Gordo	Physician and Surgeon	Illinois	13	36
87	Mason, John B	Fort Madison	Lee	Printer	Iowa	50	50
1	Mercer, James	Fonda	Pocahontas	Farmer	Canada	51	59
77	Meredith, C. A.	Atlantic	Cass	Lawyer	Iowa	43	43
30	Miller, Charles	Waverly	Bremer	Printer	Iowa	44	44
72	Miller, Simon	Dubuque	Dubuque	Teamster	Wisconsin	23	45
69	Moore, Ernest R	Cedar Rapids	Linn	Banker and Manufacturer	Iowa	37	37
48	Morris, James F	Ireton	Sioux	Farmer and Stock	Illinois	51	52
81	Nix, B. T.	Afton	Union	Farmer	Kentucky	38	66
14	O'hill, John F.	Prairie City	Jasper	Farmer and Stock	Kentucky	43	63
36	Paul, Clifford, B	Anamosa	Jones	School-teacher	Iowa	29	28
47	Pierce, H. L.	Linn Grove	Buena Vista	Bank Clerk	Illinois	26	39
79	Price, Clint L.	Indianola	Warren	Publisher	Illinois	44	47
22	Reaney, Robert J	Columbus Junction	Louisa	Lumber Dealer	Ireland	31	59
27	Reitz, Henry H	Donnellson	Lee	Farmer	New York	40	52
1	Eitter, Henry	Burlington	Des Moines	Brick Manufacturer	Iowa	54	54
25	Schoenenberger, John	East Peru	Madison	Farmer	Ohio	51	56
56	Schroeder, H. C.	Schleswig	Crawford	Farmer	Germany	28	52
70	Schulte, G. H.	Elkader	Clayton	Attorney	Iowa	40	40
71	Shaffer, J. D.	Elgin, R. F. D. 1	Fayette	Farmer	Iowa	48	48
7	Sheldon, F. E.	Mount Ayr	Ringgold	Banker and Real Estate	Iowa	40	40
29	Sidney, E. J.	Greenfield	Adair	Publisher	Canada	29	44
75	Smith, John R.	Eagle Grove	Wright	Farmer	New York	25	68

THE HOUSE OF REPRESENTATIVES OF THE THIRTY-SECOND GENERAL ASSEMBLY—CONTINUED.

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District	Name	P. O. Address	County Composing District	Occupation	Nativity	Years	Age
						in Iowa	
18	<i>Sparks, Clyde G.</i>	Eldon	Wapello	Lawyer	Kansas	25	27
67	<i>Springer, L. F.</i>	Independence	Buchanan	Attorney	Pennsylvania	27	54
23	<i>Stewart, J. Warren</i>	Keota	Washington	Stock Buyer and Feeder	Indiana	50	60
54	Stillman, Paul E.	Jefferson	Greene	Publisher	Illinois	23	38
43	Stoltenberg, A. H.	Davenport	Scott	Manufacturer	Iowa	43	43
37	Sullivan John B.	Des Moines	Polk	Attorney	Iowa	37	37
4	Swan, George W.	Plano, R. F. D. 2	Appanoose	Minister and Farmer	Pennsylvania	31	32
33	<i>Swift, Curran F.</i>	Harlan	Shelby	Real Estate and Farmer	Iowa	45	45
26	Teter, Lorenzo D.	Knoxville	Marion	Lawyer	Iowa	36	36
8	Van Houten, G. H.	Lenox	Taylor	Editor and Publisher	Missouri	49	53
42	Webster, D. D.	Muscatine	Muscatine	Farmer	Iowa	48	48
64	Weeks, Elbert W.	Guthrie Center	Guthrie	Lawyer	Ohio	51	56
35	Welden, William	Iowa Falls	Hardin	Merchant	Wisconsin	38	60
52	White, George C.	Nevada	Story	Farmer, Grain and Coal Dealer	Illinois	14	41
50	Wilson, Ward	Traer	Tama	Farmer	Iowa	41	41
45	<i>Wolfe, John L.</i>	Clinton	Clinton	Lawyer	Iowa	26	26
82	Youde, Charles.	Sutherland	O'Brien	Farmer	England	34	49

Republicans in roman—75. Democrats in italic—33.

ADDITIONAL INFORMATION.

Former Legislative Service—Bixby, H. 30, 31; Clary, H. 30, 31; Conn, H. 30, 31; Cottrell, H. 28; Darrah, H. 31; DeMar, H. 31; Dodds, H. 28, 29; Doran, H. 30, 31; Dow, H. 30, 31; Earle, H. 19, S. 21; Geneva, H. 30, 31; Hambleton, H. 30, 31; Heles, H. 30, 31; Hume, H. 30, 31; Jones, H. 30, 31; Kendall (N.E.), H. 28, 29, 30, 31; Koontz, H. 27, 28, 29, 30, 31; Lister, H. 30, 31; Lowrey, H. 30, 31; McAllister, H. 30, 31; McElrath, H. 30, 31; Maben, H. 30, 31; Mercer, H. 23; Meredith, H. 31; Morris, H. 30, 31; O'fall, H. 30, 31; Ritter, H. 30, 31; Shaffer, H. 30, 31; Springer, H. 29, 30, 31; Stoltenberg, H. 30, 31; Teter, H. 30, 31; Van Houten, H. 28, 27; Weeks, H. 30, 31; Welden, H. 30, 31.

Military Service—Allred, Private Co. H, 46th Iowa Infnty.; Blackmore, 1st Lieut. Co. I, 64th N. Y. Infnty.; Bonwell, 60th and 175th Ohio Vol. Infnty.; Cassidy, Private 10th U. S. Infnty.; Clarke, Major Surgeon 49th Iowa Infnty. S. A. W.; Dow, 2d Lieut. Co. G, 44th Iowa Infnty.; Dunn, Wagoner Co. A, 24th Iowa Infnty.; Earle, Private and Captain Co. B, 12th Iowa Infnty.; appointed Colonel 71st U. S. C. I.; Feely, Private Co. B, 49th Iowa Infnty. S. A. W.; Fox, Private Co. G, 20th Ohio Infnty.; McAllister, Sergt. Co. I, 69th O. V. V. I.; Mann, 1st Lieut. Co. A, 4th Iowa Cav.; Mercer, Private 6th Iowa Cav.; Moore, 1st Lieut. and Quartermaster 49th Iowa Infnty. S. A. W.; Nix, Captain Co. B, 32d Ky. Infnty.; and Co. D, 53d Ky. Mounted Infnty.; O'fall, Private Co. A, 3d Iowa Cav.; Van Houten, Co. E, 4th Mo. Cav.; Welden, Corporal Co. C, 43d Wis. Infnty.

THE HOUSE OF THE

Education—Rural School—Conn, Corrie, Dodds, Heles, Kendall (N. E.), McDonald.

Common School—Allred, Bergeson, Blackmore, Brandes, Cassady, Dewell, Doran, Dunn, Feay, Fox, Hanna, Hickey, Kendall (A. W.), McAllister, Mann, Miller (Simon), O'fill, Schoenenberger, Shaffer, Sheldon, Sidey, Sparks, Swan, Van Houten, Webster, Welden.

Graded School—Cottrell, Drury, Mason, Miller (Charles), Price, Schroeder, Youde.

High School—Baird, Dye (C. C.), Felt, Jones, Kelley, Koontz, Lowrey, Moore, Morris, Reaney, Reitz.

Business College—Fenn, Geneva, Pierce, Ritter, Stoltenberg.

Academy—Anderson, Beery, Calkins, Darran, Dow, Dye (W.), Earle, Elliott, Harvey, Hume, Jewell, Maben, Mercer, Meredith, Nix, Smith, Stewart.

College—Arney, Balluff, Bascom, Bauman, Bixby, Bonwell, Clarke, Clary, DeMar, Feely, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Holmes, Inman, Kellogg, Kull, Lee, Lister, McElrath, Marston, Paul, Schulte, Springer, Stillman, Sullivan, Swift, Teter, Weeks, White, Wilson, Wolfe.

Married, 94. Widowers—Kelley, Lowrey, Welden. *Single*—DeMar, Hackler, Harding, Paul, Schulte, Smith, Sparks, Springer, Swan, Teter, Wolfe.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, January 14, A. D. 1907.

Pursuant to law, the House of Representatives of the Thirty-second General Assembly convened at 10:00 o'clock a. m., Monday, January 14, A. D., 1907.

The House was called to order by Hon. John B. Sullivan, of Polk.

Prayer offered by Rev. E. T. Hagerman, of Des Moines, Iowa.

Hambleton, of Mahaska, moved that C. R. Benedict, be elected temporary Chief Clerk.

Motion prevailed.

Mr. Benedict then took the following oath, administered by Mr. Sullivan:

I do solemnly swear that I will support the Constitution of the United States, and of the State of Iowa, and that I will faithfully perform the duties of my office to the best of my ability, so help me God.

Moved by Lister, of Grundy, that Hambleton, of Mahaska, be elected temporary Speaker.

Motion prevailed.

Mr. Hambleton was sworn in by Mr. Sullivan.

Hambleton, of Mahaska, in the chair.

McAllister, of Linn, moved that the following named persons be elected temporary officers:

Assistant Clerk, Dennis O'Leary; A. E. Kepford, Reading Clerk; Mrs. M. Heist, Engrossing Clerk; Gertrude Marshall, Enrolling Clerk; E. J. Frisk, W. G. Watt, Journal Clerks; H. C. Byers, File Clerk; Lars Nelson, Assistant File Clerk; B. S. Record, Bill Clerk; G. Harwood, Assistant Bill Clerk; Jack Heffelfinger, Sergeant-at-Arms; Bertha Lambly, Assistant Postmaster; T. W. Hazelton, Chief Doorkeeper; T. D. Ross, George Wheatley, W. F. Graham, I. S. Jones, R. C. Kennelly, J. W. Plummer, Henry Johnson, James E. Foshier, J. R. White, Geo. D. Thomas, R. G. Shuey, Assistant Doorkeepers; Kenneth Robinson, Donald Patterson, Geo. H. Lister, Herbert Shearers, Evert McDonald, Edward Smith, J. Robinson, Leo Pickett, Frank Jay, Pages; R. N. Hyde, Homer Jones, Cloak Room Janitors.

Motion prevailed.

The temporary officers assembled at the desk and took and signed the following oath:

I do solemnly swear that I will support the Constitution of the United States, and of the State of Iowa, and that I will faithfully perform the duties of my office to the best of my ability, so help me God.

C. R. Benedict, Dennis O'Leary, A. E. Kepford, Mrs. M. Heist, Gertrude Marshall, E. J. Frisk, W. G. Watt, H. C. Byers, B. S. Record, Jack Heffelfinger, Bertha Lambly, T. W. Hazelton, T. S. Ross, W. F. Graham, I. S. Jones, R. C. Kennelly, J. W. Plummer, Henry Johnson, James E. Foshier, J. R. White, Geo. D. Thomas, R. G. Shuey, Kenneth Robinson, Donald Patterson, Geo. H. Lister, Herbert Shearers, Evert McDonald, Edward Smith, J. Robinson, Leo Pickett, R. N. Hyde, Homer Jones.

Lowrey, of Calhoun, moved that a committee of five be appointed on credentials, and that the accredited list of the Secretary of State be accepted.

Motion prevailed.

The Speaker appointed as such committee: Lowrey of Calhoun, DeMar of Davis, Stoltenberg of Scott, Shaffer of Fayette, Dow of Franklin.

The committee retired and returned the following report:

MR. SPEAKER—We, your Committee on Credentials, respectfully report that we find the following named gentlemen, designated by the list as prepared by the Secretary of State, as duly elected and entitled to a seat in the House of Representatives of the Thirty-second General Assembly:

Allred, William P.	Flugum, C. N.	Miller, Charles
Anderson, William	Fox, John	Miller, Simon
Arney, Wallace H.	Geneva, Thos.	Moore, Ernest R.
Baird, E. D.	Greenwood, C. G.	Morris, James F.
Balluff, Frank	Grier, Geo. E.	Nix, B. T.
Bascom, J. L.	Hackler, Chas. W.	Offill, John F.
Bauman, S. H.	Hambleton, A. F. N.	Paul, Clifford B.
Beery, Enoch	Hanna, W. H.	Pierce, H. L.
Bergeson, Berges J.	Hanson, Thor. O.	Price, Clint L.
Bixby, R. J.	Harding, W. L.	Reaney, Robert J.
Blackmore, A. C.	Harvey, Mahlon	Reitz, Henry H.
Bonwell, John C.	Heles, Philip	Ritter, Henry
Brandes, H. C.	Hickey, William H.	Schoenenberger, John
Calkins, George C.	Holmes, Otis H.	Schroeder, H. C.
Cassady, E. M.	Hume, Thos. H.	Schulte, G. H.
Clarke, James F.	Inman, Loren W.	Shaffer, J. D.
Clary, Tim C.	Jewell, P. M.	Sheldon, F. E.
Conn, Stanley	Jones, F. F.	Sidey, E. J.
Corrie, S. M.	Kelley, John H.	Smith, John R.
Cottrell, J. C.	Kellogg, Geo. A.	Sparks, Clyde G.
Darraha, John H.	Kendall, A. W.	Springer, L. F.
DeMar, John C.	Kendall, N. E.	Stewart, J. Warren
Dewell, Hiram	Koontz, Geo. W.	Stillman, Paul E.
Dodds, William D.	Kull, Hermann	Stoltenberg, A. H.
Doran, Justin R.	Lee, N. J.	Sullivan, John B.
Dow, D. W.	Lister, John	Swan, George W.
Drury, Will	Lowrey, J. H.	Swift, Curran F.
Dunn, Henry	McAllister, John	Teter, Lorenzo D.
Dye, C. C.	Maben, O. K.	Van Houten, G. H.
Dye, Willoughby	McElrath, Wm. W.	Webster, D. D.
Earle, Willard C.	McDonald, Edward	Weeks, Elbert W.
Elliott, Jesse D.	Mann, Asahel	Weiden, William
Feay, Samuel A.	Marston, Chas. L.	White, Geo. C.
Feely, Guy A.	Mason, John B.	Wilson, Ward
Felt, B. F. Jr.	Mercer, James	Wolfe, John L.
Fenn, Joel M.	Meredith, C. A.	Youde, Charles.

J. L. LOWREY,

Chairman.

A. H. STOLTENBERG,

D. W. DOW,

J. D. SHAFFER,

JOHN C. DEMAR.

The report of the committee was adopted.

The following members assembled at the desk, and took and subscribed to the following oath:

I do solemnly swear that I will support the Constitution of the United States, and the Constitution of the State of Iowa, and that I will faith-

fully perform the duties of the office of Representative according to the law and to the best of my ability, so help me God.

Allred, William P.	Flugum, C. N.	Miller, Charles
Anderson, William	Fox, John	Miller, Simon
Arney, Wallace H.	Geneva, Thos.	Moore, Ernest R.
Baird, E. D.	Greenwood, C. G.	Morris, James F.
Balluff, Frank	Grier, Geo. E.	Nix, B. T.
Bascom, J. L.	Hackler, Chas. W.	Offill, John F.
Bauman, S. H.	Hambleton, A. F. N.	Pau, Clifford B.
Beery, Enoch	Hanna, W. H.	Pierce, H. L.
Bergeson, Berges J.	Hanson, Thor. O.	Price, Clint L.
Bixby, R. J.	Harding, W. L.	Reaney, Robert J.
Blackmore, A. C.	Harvey, Mahlon	Reitz, Henry H.
Bonwell, John C.	Heles, Philip	Ritter, Henry
Brandes, H. C.	Hickey, Wm. H.	Schoenenberger, John
Calkins, George C.	Holmes, Otis H.	Schroeder, H.
Cassady, E. M.	Hume, Thos. H.	Schulte, G. H.
Clarke, James F.	Inman, Loren W.	Shaffer, J. D.
Clary, Tim C.	Jewell, P. M.	Sheldon, F. E.
Conn, Stanley	Jones, F. F.	Sidey, E. J.
Corrie, S. M.	Kelley, John H.	Smith, John R.
Cottrell, J. C.	Kellogg, Geo. A.	Sparks, Clyde G.
Darran, John H.	Kendall, A. W.	Springer, L. F.
DeMar, John C.	Kendall, N. E.	Stewart, J. Warren
Dewell, Hiram	Koontz, Geo. W.	Stillman, Paul E.
Doran, Justin R.	Kull, Hermann	Stoltenberg, A. H.
Dodds, Wm. D.	Lee, N. J.	Sullivan, John B.
Dow, D. W.	Lister, John	Swan, George W.
Drury, Will	Lowrey, J. H.	Swift, Curran F.
Dunn, Henry	McAllister, John	Teter, Lorenzo D.
Dye, C. C.	McDonald, Edward	Van Houten, G. H.
Dye, Willoughby	McElrath, Wm. W.	Webster, D. D.
Earle, Willard C.	Maben, O. K.	Weeks, Elbert W.
Elliott, Jesse D.	Mann, Asahel	Welden, William
Feay, Samuel A.	Marston, Chas. L.	White, Geo. C.
Feely, Guy A.	Mason, John B.	Wilson, Ward
Felt, B. F. Jr.	Mercer, James	Wolfe, John L.
Fenn, Joel M.	Meredith, C. A.	Youde, Charles

Teter, of Marion, moved that Hon. N. E. Kendall, of Monroe, be elected as Speaker, preceding such motion by the following remarks:

MR. SPEAKER—It is with a feeling of confessed pride, not alone enjoyed by myself, but shared alike by each and all of the members of the House caucus of the party of which I am but an humble member, that we are privileged in this presence and at this hour to present to this body the name of our nominee for permanent Speaker. To be accorded the nomination for this important office by the unanimous acclaim of the caucus members of a great party is within itself a high honor; but to be elected to preside over the deliberations of the House of Representatives of the imperial commonwealth of Iowa is a more distinguished honor; and is second only to the position of Chief Executive of the State. Therefore, gentlemen, it is imperative that a nomination for this exalted place should be the result of the sober judgment of party members. Such a nomination has been made.

The nominee should be broad enough to forget the while that he is a partisan. He should be liberal; yet, consistent, conscientious and fearless. He should be slow of decision; yet, steadfast in purpose and devoted to the faith of conviction. He should be conservative; yet, progressive in the leadership of men and affairs. And such is our nominee; and whom I earnestly hope may be accorded the unanimous endorsement of this body.

But no man, within himself and unaided, can make a success of any deliberative body; and I, therefore, trust you will not deem me presumptuous if I enjoin upon you each and all to lend your cordial co-operation and hearty support to the administration of the presiding officer of this House. It is a duty which we owe not only to him, but to ourselves and to the people whom we represent.

Let us now and henceforth to the end of the session of the Thirty-second General Assembly of the State of Iowa, forget that we are Republicans; let us forget that we are Democrats, and remember only the local ensign of our beloved Iowa and the banner of our Nation, both of which are sacred with the insignia of tradition. Let us be men; let us be representatives; and as we go forward with our daily tasks, let us all remember that some one has beautifully said to

Trust no Future, howe'er pleasant!
Let the dead Past bury its dead!
Act!—act in the living Present!
Heart within and God o'erhead.

And now, gentlemen, for the office of Speaker of this House, it affords me infinite pleasure to present the name of my beloved, my honored, much respected friend, the Honorable Nathan E. Kendall, of Monroe, sincere in my conviction that in him you will find the embodiment of all the pre-requisites so essential for the successful administration of all the duties connected therewith, and believing that he will maintain the dignity of the office and the high standard set by his immediate predecessor.

Koontz, of Johnson, seconded the nomination of Mr. Kendall for Speaker, with the following remarks:

MR. SPEAKER—I fully agree with the remarks made by the gentleman from Marion in regard to the qualifications, honesty and fairness of the gentleman just named by him as permanent Speaker of this House, and on behalf of the minority members of the Thirty-second General Assembly I take great pleasure in seconding the nomination of that veteran member of this House, and my old-time friend, Hon. N. E. Kendall of Monroe county.

Upon the roll being called, the result was as follows:

The yeas were: Messrs. Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell,

Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Weldon, White, Wilson, Wolfe, Youde—105.

The nays were:

None.

Absent or not voting:

Messrs. Kendall, Smith, Mr. Speaker—3.

Motion prevailed, and Mr. Kendall was declared elected Speaker.

Conn, of Butler, moved that a committee be named to escort the Speaker to the chair.

Motion prevailed.

The speaker named as such committee: Conn of Butler and Clary of Chickasaw.

Upon being sworn, and assuming the chair, Mr. Kendall made the following remarks:

MR. SPEAKER AND GENTLEMEN OF THE HOUSE—There are occasions in human experience when the heart so overflows with emotion that the lips refuse to perform their ordinary office. I am oppressed by such embarrassment at this moment when I am advised of my unanimous election to this exalted position. The Democratic minority does not require my assurance that I very sincerely appreciate the generous confidence it has reposed in me; and to the entire membership of the House I can only say in feeble phrase that for the distinguished honor now conferred upon me I am most profoundly grateful. I beg you to believe that the single ambition which shall control me in this station is to discharge its difficult and important duties with such absolute fairness and

impartiality as to justify in some measure the preferment which has been bestowed upon me.

We have assembled under circumstances peculiarly fortunate because since our adjournment last April, the popular opinion has rapidly ripened into deliberate judgment respecting many questions upon which heretofore it has been divided. I do not now assume to indicate the measures which I believe should be incorporated into our statutes but I do venture the hope that our labor here may be characterized by earnest industry, by courageous independence and by unfaltering fidelity to the public welfare.

Iowa is an imperial commonwealth. Her citizenship is the most intelligent, the most progressive, the most patriotic beneath the Stars and Stripes. Her people demand our most enlightened endeavor in the enactment of wise and beneficent laws for their government, and we cannot afford to forget that our primary responsibility is to their interest. Certainly we shall not always agree upon all issues. Inevitably there will arise differences of opinion, serious and irreconcilable. But if we enter upon the work which confronts us in a high-spirit of reasonable concession and mutual helpfulness we shall discover that in a multitude of counsel there is much wisdom, and that out of the confusion of strenuous controversy the approximate truth will be rescued by honest and conscientious men. In the position to which you have assigned me I invite your cordial co-operation and your active support. I shall commit many and grievous errors, but if I know my own impulses they will be of the head and not of the heart, and I can only invoke in advance your most indulgent consideration. I thank you again and again, and I now inquire, what is the pleasure of the House?

Morris, of Sioux, moved that the following list of temporary officers be made permanent:

C. R. Benedict, Chief Clerk; Dennis O'Leary, Assistant Clerk; A. E. Kepford, Reading Clerk; Mrs. M. Heist, Engrossing Clerk; Gertrude Marshall, Enrolling Clerk; E. J. Frisk, W. G. Watt, Journal Clerks; H. C. Byers, File Clerk; Lars Nelson, Assistant File Clerk; B. S. Record, Bill Clerk; G. Harwood, Assistant Bill Clerk; Jack Heffelfinger, Sergeant-at-Arms; Bertha Lambly, Assistant Postmaster; T. W. Hazelton, Chief Doorkeeper; T. S. Ross, George Wheatley, W. F. Graham, I. S. Jones, R. C. Kennelly, J. W. Plummer, Henry Johnson, James E. Foshier, J. R. White, Geo. D. Thomas, R. G. Shuey, Assistant Doorkeepers; Kenneth Robinson, Donald Patterson, Geo. H. Lister, Herbert Shearers, Evert McDonald, Edward Smith, J. Robinson, Leo Pickett, Frank Jay, Pages; R. N. Hyde, Homer Jones, Cloak Room Janitors.

On the question, " Shall the designated list of permanent officers be declared elected? "

The yeas were:

Messrs. Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—108.

The nays were:

None.

Absent or not voting:

None.

So the motion prevailed, and the permanent officers, as designated in the motion, were declared elected.

Arney of Marshall, moved that the rules of the Thirty-first General Assembly be in force and effect until the report of the Committee on Rules shall have been adopted.

Motion prevailed.

Jones, of Montgomery, moved that a committee of three be appointed to notify the Governor that the House is duly organized and ready to receive any communications he may desire to transmit to it.

Motion prevailed.

The Speaker named as such committee: Jones of Montgomery, Holmes of Kossuth, and Miller of Bremer.

Welden, of Hardin, moved that a committee of three be appointed to notify the Senate that the House is permanently organized and ready to receive any communication that it may desire to transmit.

Motion prevailed.

The Speaker named as such committee: Welden of Hardin, Felt of Clay, and Springer of Buchanan.

Weeks, of Guthrie, presented the following resolution:

Resolved by the House, the Senate concurring, That joint convention of the two Houses of the Thirty-second General Assembly be held Monday afternoon, January 14, at two o'clock, and that when the House adjourns it adjourn to said hour.

Resolved, That the Governor of the State be invited to read his message before the two Houses of the General Assembly, in joint convention assembled, and that the Speaker of the House and the President of the Senate be appointed a committee to deliver the invitation.

Weeks, of Guthrie, moved that the rule be suspended and the resolution adopted.

Motion prevailed, and the resolution was adopted.

Moved by Meredith, of Cass, that a committee of three be appointed to assign committee rooms to the various standing committees of the House and to assign and group the Committee Clerks.

Motion prevailed.

The Speaker named as such committee: Meredith of Cass, Lister of Grundy, and Conn of Butler.

Van Houten, of Taylor, called to the chair.

Jones, of Montgomery, moved that the remarks of Mr. Teter and Mr. Kendall be printed in the House Journal.

Motion prevailed.

Dow, of Franklin, moved that the Hon. A. F. N. Hambelton, of Mahaska, be elected Speaker Pro. Tempore of the House of Representatives of the Thirty-second General Assembly.

On roll call, the motion prevailed by the following vote:

The yeas were:

Messrs. Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde—103.

The nays were:

None.

Absent or not voting:

Messrs. Hambleton, Holmes, Miller of Bremer, Welden, Mr. Speaker—5.

Mr. Hambleton declared elected as Speaker Pro Tempore.

Lister, of Grundy, moved that a committee of three be named to escort the Speaker Pro Tempore to the chair.

Motion prevailed.

The Speaker named as such committee: Lister of Grundy, Nix of Union, and McDonald of Carroll.

Mr. Hambleton was escorted to the chair as Speaker Pro Tempore and, after taking the oath of office, made the following remarks:

MR. SPEAKER AND FELLOW MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE THIRTY-SECOND GENERAL ASSEMBLY OF THE STATE OF IOWA—While I am deeply filled with gratitude for the honor conferred by you at this

time upon me by being chosen as your Speaker pro tem of the House of Representatives of the Thirty-second General Assembly of the State of Iowa. Personally I always feel, as the recipient of new honors, not a feeling of exaltation but rather of humility. The choice of a leader or official always creates new and added responsibilities, which we must be deeply sensible of. I have always taken a justifiable pride, I hope, in the record of my loved and native state of Iowa, nor has this been confined entirely to her high standard in commercial and educational advancement, but also in her record in the conduct of her public affairs.

No serious or flagrant violation of public trust as have come to several of our sister states have developed to smirch our fair fame. Our legislative branch of government compared with others has been signally free from taint of moral corruption, bribery and graft, yet the very nature of continued material prosperity in our great country is almost unconsciously developing more or less a spirit of greed and avarice which, coupled with the ever changin'g conditions in our State as well as in our Nation.

I shall not trespass by attempting to outline specific suggestions of what these should be, upon the province of our honored Chief Executive at this time. Sufficient to say that as the chosen people of old were given leaders in days of need, so I have no doubt we shall be duly supplied. But as with them our eventual success is not dependent upon human leaders, however great they may be. It was the pillar of cloud by day and the pillar of fire by night which pointed the way in uncertain paths and above all the wisdom from on high which made successful their efforts to obtain the coveted liberty and possess the land.

It is unlikely we shall be given a special dispensation to point the way for our footsteps through the legislative maze, but we must seek and endeavor to exercise wisdom in all our undertakings. If it is necessary for reformation to be radical, let it be radical, yet with a view to always conserve the people's interest.

And I sincerely trust the atmosphere will be so clarified by righteous enactment that we may have greater light by day as well as by night, and also that the absence of daylight we may have sufficient light to traverse our streets in safety and without fear of molestation in the pursuit of honest sobriety and happiness.

Whatever humble part I may have I trust it may be accomplished with the full realization of having fulfilled my share of its obligations.

I hope with others I may become one of the "Aarons" to faithfully uphold the "Moses" that may develop in directing our legislative work.

I feel especially grateful for the unanimous vote, made so by the magnanimity of the minority party in being thus elected.

It is fitting that the portrait of Lincoln which graces our wall is of the one man whose great heart was ever touched with the thought of injustice to the humblest and lowest and his ear ever ready to hear the faintest wail from the oppressed and downtrodden.

And it is gratifying to me that the emblem of our Nation without request by resolution has been displayed to inspire us with desire to serve God and our native land as well as we do. May this inspiration remain with us and grow by practical demonstration in our future work.

The proverbial, at least to this body, talking machine, however, is said to be located on the other side of the corridor, so I will desist fur-

ther remarks and again thank you for the honor and await your further pleasure.

Speaker Pro Tempore in the chair.

Bixby, of Delaware, offered the following resolution:

Resolved, That a committee of three be appointed to arrange with different ministers of the State for opening the sessions with prayer.

Mr. Bixby moved that the rules be suspended and the resolution adopted.

Which motion prevailed unanimously.

Speaker appointed: Bixby of Delaware, Mann of Fremont, and Geneva of Keokuk, as such committee.

Doran, of Boone, moved that the assignment of seats of the members of the House be made a special order for Tuesday morning at 10:30 o'clock; that the names of the members be placed in a hat and drawn by the Chief Clerk, and as the names are called, the members shall select their seats and remain in same until drawing has been completed.

McAllister, of Linn, moved as an amendment that all members having defective hearing be allowed to make preliminary selection.

Motion, as amended, prevailed.

Offill, of Jasper, offered the following resolution, and moved its adoption:

Resolved, That a committee of three be appointed by the Speaker, whose duty it shall be to determine the amount of mileage due each member and report the same to the House.

Motion prevailed, and resolution adopted.

The Speaker named as such committee: Offill of Jasper, Holmes of Kossuth, and Dodds of Des Moines.

Hume, of Mitchell, moved that the Chief Clerk be authorized to assign desks in the press gallery to accredited representatives of the press.

Motion prevailed.

Youde, of O'Brien, moved that the Chief Clerk of the House be instructed to procure appropriate badges for the Sergeant-at-Arms, Chief Doorkeeper, Assistant Doorkeepers and Pages of the House.

Motion prevailed.

MESSAGES FROM THE SENATE.

The following messages were received from the senate:

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

Concurrent Resolution relative to the appointment of a committee to make arrangements for the inauguration of the Governor and Lieutenant Governor and appoints as such committee on part of the Senate: Senators Dowell, Gilliland, Crossley, Lambert, Wade, Wilson of Clinton.

GEO. A. NEWMAN,
Secretary.

Also:

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

Concurrent Resolution relative to furnishing each member of the Thirty-second General Assembly with Codes, supplements to the Code, session laws and annotations.

GEO. A. NEWMAN,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following Concurrent Resolution in which the concurrence of the Senate was asked:

Concurrent resolution relative to the holding of a joint convention on Monday, January 14, 1907, at 2 o'clock P. M., to listen to the Governor's message.

GEO. A. NEWMAN,
Secretary.

The Speaker, having announced that the House would have for consideration a contest from Black Hawk County, Dodds of Des Moines, moved that a committee of seven be named to hear said contest.

Motion prevailed.

McAllister, of Linn, moved that the remarks of Mr. Hambleton be printed in the Journal.

Motion prevailed.

The Speaker reported that the Governor had accepted the invitation of the joint committee, and would deliver his message before the joint session of the House and Senate, Monday afternoon, January 14th, at 2:00 o'clock.

On motion of Jones, of Montgomery, the House adjourned.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Paul, of Jones, moved that a committee of three be appointed to notify the Senate that the House was ready to receive it.

Motion prevailed.

The Speaker appointed as such committee: Paul of Jones, Hanson of Humboldt, and DeMar of Davis.

Drury, of Sac, moved that the remarks of Koontz, of Johnson, in seconding the nomination of Hon. N. E. Kendall for Speaker, be printed in the Journal.

Motion prevailed.

The Speaker announced the following members as the committee to hear contest from Black Hawk County: Meredith of Cass, Lee of Emmet, Bascom of Dickinson, Hackler of Webster, Clary of Chickasaw, Sparks of Wapello, Wolfe of Clinton.

Unanimous consent having been given, Sullivan, of Polk, called up Senate concurrent resolution, relative to inaugural, and moved that the House concur in said resolution.

Motion prevailed.

The Speaker appointed as members of the Inaugural Committee, on the part of the House: Sullivan of Polk, Shaffer of Fayette,

Arney of Marshall, Springer of Buchanan, Nix of Union, Balluff of Scott.

The committee appointed to notify the Senate that the House was ready to receive it appeared and reported that it had so acted.

The members of the Senate appeared and took seats on the west side of the hall of the House.

JOINT CONVENTION.

In accordance with law and concurrent resolution duly adopted, the joint session was called to order, Lieutenant Governor Herriott presiding.

The roll was then called and the following members responded:

Allen, Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bleakly, Bonwell, Brandes, Bruce, Burgess, Calkins, Cassady, Clark of Poweshiek, Clarke of Jefferson, Clary, Conn, Corrie, Cottrell, Crossley, Darrah, DeArmand, DeMar, Dewell, DeWolf, Dodds, Doran, Dow, Dowell, Drury, Dye of Potawattamie, Earle, Eckles, Elerick, Elliott, Ericson, Feay, Feely, Felt, Fenn, Flugum, Foley, Fox, Frudden, Gale, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hopkins, Hughes, Hume, Inman, Jackson, Jamieson of Page, Jewell, Jones of Montgomery, Kelley, Kellogg, Kendall of Clinton, Kendall of Monroe, Kimmel, Kinne, Koontz, Kull, Lamber, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, McKlveen, McManus, Maben, Mann, Marston, Mason, Mattes, Maytag, Mercer, Meredith, Miller of Dubuque, Moon, Moore, Morris, Newberry, Nichols, Nix, Offill, Paul, Peterson, Pierce, Price, Reaney, Reitz, Ritter, Saunders, Schoenenberger, Schulte, Seeley, Shaffer, Sheldon, Sidey, Smith of Des Moines, Smith of Mitchell, Smith of Wright, Sparks, Springer, Stewart, Stillman, Stirton, Stoltenberg, Stookey, Stuckslager, Sullivan, Swift, Taylor, Teter, Van Houten, Wade, Warren, Webster, Welden, Whipple, White, Whiting, Wilson of Clinton, Wilson of Fayette, Wilson of Tama, Wolfe, Youde, Young—146.

President Herriott declared a majority of the General Assembly present at the joint convention.

Senator Newberry moved that a committee of two from the House and one from the Senate be appointed to notify the Governor that the joint convention was in session.

The motion prevailed.

The President appointed Senator Newberry, of Clayton, on the part of the Senate, and Representatives McDonald, of Carroll, and Earl, of Allamakee, on the part of the House, as the members of such committee.

The committee waited upon the Governor and escorted him to the Speaker's desk.

The President of the joint convention then presented Governor Cummins, who read his message, as per previous invitation.

GOVERNOR'S MESSAGE

to the Senate and House of Representatives of the Thirty-second General Assembly.

REPORTS.

In the transition from a General Assembly meeting in the even numbered years to a General Assembly meeting in the odd numbered years, the reports of all State officers, departments and board have not been made for the single year intervening since my last message. Such of them as are required to be made are on file and will exhibit in detail the conduct of the affairs of the State committed to these officers, departments and boards.

FINANCES.

The reports of the Auditor and Treasurer disclose fully and minutely all receipts and all expenditures, and I do no more than to submit them for your consideration.

To aid you in determining the amount that can be appropriated by the Thirty-second General Assembly for payment during the years 1907 and 1908, in addition to sums already appropriated, and upon the basis of the ordinary and regularly recurring expenses of administration, I beg to present the following compilation:

Cash on hand, January 1, 1907.....\$ 731,826.40

RECEIPTS (ESTIMATED.)

Levy 3 mills, 2 years tax (assessed valuation of all property for 1906 \$634,733,822.....	\$3,880,000.00
Taxes from insurance companies.....	600,000.00
Refunds from counties account State institutions.....	1,020,000.00
Fees from State officers and boards.....	550,000.00

Freight line and transportation companies.....	10,000.00
Refunds from State institutions.....	220,000.00
Interest on deposits in banks.....	30,000.00
Collateral Inheritance Tax.....	320,000.00
Federal aid to Soldiers' Home.....	130,000.00
Miscellaneous sources.....	20,000.00
Interest on delinquent tax.....	20,000.00
Total	<u>\$7,511,826.40</u>

EXPENDITURES.

Office Adjutant General.....\$	10,600
Attorney General.....	15,400
Auditor of State (including insurance, bank and building and loan examination).....	75,000
Board of Control, salaries and expenses (including arch. and state agent's salaries and expense).....	55,000
Clerk of Supreme Court (salary and expense).....	13,000
Commissioner of Labor (salaries).....	12,400
Pharmacy Commission (salaries and expense).....	15,200
Custodian (salaries and employes).....	60,000
Dairy Commission (salaries and expense).....	40,000
Agricultural Department.....	7,000
Fish and Game Warden.....	14,500
Governor's Office (clerks and expenses).....	42,000
G. A. R. Department.....	1,500
Library (salaries and expenses).....	23,400
Historical Department.....	32,000
Board of Educational Examiners.....	3,000
Board of Health.....	25,000
Board of Dental Examiners.....	5,000
Board of Veterinary Medical Examiners.....	2,000
Collateral Inheritance Tax Enforcement.....	20,000
District Judges (salaries).....	385,000
Executive Council (salary, clerks and expense)....	20,000
Farmers' Institutes.....	12,000
Freight and express.....	11,500
General Assembly, Thirty-second.....	137,000
Geological Survey.....	12,400
Historical Society.....	15,000
Horticultural Society.....	8,000
Iowa Library Commission.....	11,600
Iowa Weather Service	5,200
Mine Inspectors	17,600
Militia	170,000
Miscellaneous Expenses, Code 36-164-165.....	131,000
Oil Inspection	60,000
Providential Contingent.....	50,000
Railroad Commission.....	24,000
Secretary of State (salaries and expenses).....	31,500

Superintendent of Public Instruction.....	13,200
Supreme Court (salaries and expenses).....	85,000
State Binding.....	48,000
State Printing	86,000
State University Support.....	426,000
State University Board of Regents.....	2,000
State Normal School, Support.....	239,000
State Normal School, Trustees.....	2,000
State Agricultural College, Support, etc.....	382,000
State Agricultural College, Trustees.....	7,000
Treasurer of State, Office.....	22,300
Teachers' Institutes	10,000
Veterinary Surgeon	13,000
Agricultural Societies	30,000
Bacteriological Laboratory	5,000
State Entomologist	2,000
Sundry Appropriations	20,000
Support State Institutions under Board of Control..	2,900,000
Unexpended Balances—	
State Institution accounts.....	373,000
General Appropriations	355,000
<hr/>	
Total	\$ 6,594,300
Estimated Receipts, including balance on hand January 1, 1907.....	\$7,511,826.00
Estimated Expenditures, including unexpended balance	6,594,300.00
<hr/>	
Total	\$ 917,526.00

RECAPITULATION.

Cash and Receipts—

Cash on hand January 1, 1907.....	\$ 731,826.40
Estimated receipts in 1907 and 1908.....	6,780,000.00
<hr/>	
Total	\$7,511,826.40
Expenditures (including unpaid balances).....	6,594,300.00
<hr/>	
Balance, January 1, 1909.....	\$ 917,526.40

To this balance may be added whatever sum you may believe the unexpended balances will be and the result will give you the sum that can be used in what is customarily known as extraordinary appropriations, to be paid out in 1907 and 1908. The table is made upon the hypothesis that the general levy will not be raised above three mills.

RESIGNATIONS.

I have received and accepted the resignations of Hon. W. I. Babb, of Mount Pleasant, and Hon. Joseph H. Allen, of Pocahontas, Regents of the State University. These resignations came to me so recently that I believed it to be unnecessary to fill the vacancies by appointments. I bring

them to your attention to the end that you may fill them by election, in the manner provided by law.

PARDONS AND PAROLES.

I submit to you herewith a statement of all pardons and suspensions of sentences issued during the year 1906. It will disclose fully the ground upon which the action was based in each instance. The files of my office, with respect to these matters, are open for the examination of any person who may desire to be more fully informed.

In a former message, I explained at some length the system of paroles which was handed down to me by my predecessor, and which I have endeavored to perpetuate; and I therefore need not enlarge upon the subject at this time. I have, during the year named, issued two pardons, and suspended the operation of sixty-three penitentiary sentences and nineteen jail sentences. Thirty-eight persons have been restored to citizenship. Ten commutations have been granted, four of them for the mere purpose of restoring good time, upon the recommendation of the Wardens, and the others mainly for a few days only, in order to accomplish some special purpose. Twenty-two fines have been remitted, almost invariably upon the application of the Board of Supervisors, the County Attorney, the Auditor, the Clerk, and the Treasurer. I have, during the year, revoked eight of the suspensions, commonly called "paroles." There are at this time about two hundred men under parole making regular monthly reports to my office. The average amount earned by each man is \$46.12 per month. Substantially all the persons who have been paroled are, in so far as I am able to ascertain, living upright, decent, and industrious lives, and I have no reason to change the opinion heretofore expressed with regard to the efficiency of the parole system in building up character and in making good citizens.

I am more than ever impressed with the advantages that would be derived from the indeterminate sentence; and I know that it would be both humane and helpful to convert the penitentiary at Anamosa into a reformatory, and to establish a separate reformatory for women. It is easy to pass these subjects, for most of you do not come into contact with the suffering and sorrow which follow crime, but if you cherish the belief, as I am sure you do, that reformation is one of the objects of the administration of the criminal law, you can not render your State better service than to give these things the best thought of your minds and the best impulses of your hearts.

There were filed in my office during the year 1906 twenty-three applications for pardons on the part of persons who have been convicted of murder in the first degree and sentenced to life imprisonment. Publication has been made as required by law, in each case, and I herewith transmit these applications, together with the proofs of publication, for such investigation and recommendations as you may be pleased to make.

ALASKA-YUKON-PACIFIC EXPOSITION.

There is to be held in the summer of 1909, at Seattle, in the State of Washington, an exposition which has been named the Alaska-Yukon-Pacific Exposition. Its primary purpose is to exhibit the resources and capacities

of the Alaska and Yukon territories in the United States and Dominion of Canada, with a view to the development of the trade between the United States and these territories. I have received a communication from the officers of the exposition, inviting the State of Iowa to participate in it, and I submit the invitation to you, recommending its acceptance.

JAMESTOWN EXPOSITION.

At the last session of the General Assembly, there was extended to the State an invitation to join in a celebration commemorating the first settlement at Jamestown, to be held during the summer of 1907. No action was taken upon it, and therefore nothing has been done with respect to a representation on the part of the State in the Exposition. I still believe that it would be wise and patriotic for the State to make a small appropriation for the purpose of erecting and maintaining a modest Iowa home upon the grounds at Jamestown where our people could concentrate, and in an appropriate way do honor to the event which the Exposition is to memorialize.

AGRICULTURAL DEPARTMENT.

One of the most gratifying developments of the State has been the wonderful growth of the State Fair, under the efficient management of its Board of Trustees. Its entire cost to the State, including the donation by the City of Des Moines, has been \$179,509.25, whereas the present value of the grounds and buildings, conservatively estimated, is \$353,530.00. The annual exhibition has not only become a source of pride to the people of the State, but its educational effect can hardly be exaggerated. Like all other such institutions, it needs multiply, and it will deserve liberal assistance from the General Assembly.

During the year there arose an imperative demand for an extension of the fair grounds toward the south, in the vicinity of the present railway station. Additional buildings are required for cattle, horses, hogs and sheep. These buildings must be situated proximate to the buildings already in existence, and therefore the Board of Trustees believed that six or seven acres of land (which had been divided into lots) lying immediately south of the present line, ought to be acquired. There was no authority to make any such purchase, except upon condition of a sale of a part of the ground already owned. In this situation, the Board of Trustees, after carefully considering the matter, unanimously recommended to the Executive Council the sale of forty acres of the wood land in the eastern part of the grounds, not now in use, and with the proceeds of such sale a purchase of the lots heretofore mentioned. The Council, which had the power under the statute to make the sale and purchase, was deeply impressed with the showing made by the Board, and felt that the further development of the State fair depended upon the proposed enlargement. At this juncture, certain public-spirited citizens of Des Moines, who felt that it would be unwise to sell any part of the grounds now owned, came to the rescue, and themselves purchased the land and lots needed, for a very reasonable price (\$5,875.00) and deeded them to the State of Iowa, with no other agreement than this: that I would bring the subject to the attention of the General Assembly, and recommend an appropriation that would reimburse them for the expenditure which they

have made. I do recommend the reimbursement earnestly. There is no reason why these men should make a donation to the State of Iowa, and they entered into the matter solely because the Board of Trustees and the Executive Council believed that the additional land was imperatively necessary, and that it must be acquired in time to permit the management of the fair to make arrangements for its use during the exhibition of 1907.

STATE BOARD OF HEALTH.

There is nothing in the present law that authorizes the State Board of Health to establish proper regulations respecting the transportation of dead human bodies. In view of the legislation and practice of other states, it has become very important that our Board of Health shall have additional power. I need not enlarge upon the subject, for the need of being in harmony with modern practices will be obvious to the most casual observer. Closely connected with regulations relating to such transportation, is the qualification of undertakers and embalmers to prepare bodies for shipment, and the Board of Health should be authorized to examine persons who expect to perform such work, to issue permits to those who are found to be competent, and to impose and collect such fees as may be necessary to cover the expenses of examination and such other expenses as may be incidental to the added function of the Board.

Having spoken of the Board of Health, I trust you will not look upon it as inappropriate if I mention in this public way the retirement of Dr. J. F. Kennedy, who has been its Secretary for twenty-two years. He has been a zealous, faithful and efficient public servant, and he carries with him, as he leaves the office which he has so ably filled, the respect and esteem of all who know him.

EDUCATIONAL INSTITUTIONS.

The experience of the last year in all the institutions has been most gratifying. They are at this moment more prosperous, more efficient, more distinguished, than ever before. The liberal spirit manifested in the generous appropriations of the half decade just closed is bearing rich and abundant fruit. The fathers and mothers of Iowa who have boys and girls to educate have more confidence in these schools than they had in former years, and therefore the attendance of students is rapidly increasing.

As I have more than once said, our young people are worthy of the best educational facilities that genius, learning, and money can establish and maintain, and we are swiftly nearing the point at which it can be truthfully said that they have as good as the country affords.

Speaking specifically of the institutions, it gives me unqualified pleasure to note that the University has added, during the year, to its student body, a larger percentage than any other university in the country. Its course of instruction has not only been broadened, but at the same time has been made more practical. It is applying more effectually the abstractions of learning to the actual things of life. The fidelity of the Board of Regents, the leadership of its President, and the earnest, capable work of its instructional force, are all to be

commended. I sincerely hope that you will make it possible for the institution to grow until it fully occupies the field which it was established to occupy.

The College of Agriculture and Mechanic Arts is not only maintaining the high standard which was attained under a former President, but the inspiration of its present distinguished head is constantly lifting it up into loftier altitudes of excellence. The conduct of all its departments is efficient in a marked degree, but its agricultural department is especially notable. Every year adds to its victories and makes its supremacy among agricultural colleges still more secure. I sincerely believe that the farms of Iowa have produced, during the past year, an added value, directly traceable to the work of the College, far exceeding all the appropriations ever made for both buildings and support. When material dividends of such magnitude can be declared upon an investment, there ought to be no hesitancy in generously supplying its needs. I do not mention the ordinary requirements for its enlarged functions, but I must be permitted to refer to one matter which I think you may well consider. There are certain fundamental truths in the science of agriculture, of constant application in farming, that can be taught with a fair degree of success by written communication. There are a great many of our boys who can not attend personally upon the courses of instruction given at the college. There are a great many men of mature age who ought to know these things, but who can not leave their work and enroll themselves as students. I believe that a bureau of communication ought to be attached to the Department of Agriculture so as to give these boys and these men an opportunity to learn the common principles of their avocation. If this is done, there will not be a single year in which the wealth added to the State, through the information thus imparted, will not return, by a hundred fold, the money required to maintain the bureau. I hope that no one will construe my recommendation into a desire to lower the standards of education. I understand perfectly that a course of instruction through correspondence must be somewhat superficial and very inadequate, but there is a pressing need for even moderate learning in agriculture, and the subject is peculiarly adapted to courses pursued in correspondence.

The State Normal School, under the supervision of its unexcelled leader, is pressing forward, year by year, and it challenges the just pride of every citizen. It is furnishing to the State and to the country, teachers of the highest qualifications.

CORN GROWERS' ASSOCIATION.

This Association desires a small appropriation to enable it to carry forward more successfully the work in which it is engaged. If I looked upon it as a private affair, I could not be brought to favor the request, but it is really a part of the Agricultural College, and it may fairly be viewed as a branch of our educational system. I believe that the amount it asks would be returned over and over again every year to the farmers, in their increased corn crop.

STATE FISH AND GAME WARDEN.

In his report to me, the State Fish and Game Warden has strongly recommended a radical amendment to our law with reference to hunters' licenses. I have not been able to examine the subject with the care that would warrant me in adopting his opinion and giving it to you as my own. I do, however, bring the matter to your special attention, and ask that you give his recommendation the most careful consideration.

SUPERINTENDENT OF PUBLIC INSTRUCTION.

I have been much impressed with the report of the Superintendent of Public Instruction. He presents many subjects and proposes many changes of the first importance. His recommendations are supported by clear and persuasive argument, and I earnestly hope that every member of the General Assembly will become familiar with his report and carefully think upon the changes he suggests.

INSTITUTIONS UNDER THE MANAGEMENT OF THE BOARD OF CONTROL.

I have no especial recommendation to make with respect to these institutions. I desire only to commend the faithful and efficient administration of the Board during the past year, as in each previous year of its existence. It has, I believe, done everything that could be done for the welfare of those who have been committed to its care.

BACTERIOLOGICAL LABORATORY.

I have taken some pains to become familiar with the work done in the bacteriological laboratory at Iowa City, and its needs for the future. It is my opinion that the General Assembly never made an appropriation of greater benefit to the people of the State than the one which established and which now maintains this laboratory. In the development of medical science, such laboratories have become imperative for the proper treatment of disease, and the preservation of life. The demands upon the laboratory at Iowa City are far greater than it can meet, with its present equipment and appropriation. I recommend an increase in the appropriation for this work.

HISTORICAL BUILDING.

When the contracts now outstanding have been performed, the appropriation made by the last General Assembly for the Historical Building will have been expended. It was known when this appropriation was made that it would not complete the building. I have taken some pains to secure the most reliable estimates for finishing the work, and I am informed that it will require \$78,000.00 to bring the building and grounds to completion. This estimate does not include passenger elevators, furniture, or decoration. The furniture will not require a large expenditure, and upon the decoration you may exhaust a large or a small amount, according to your pleasure. It is most important, however, that the building be finished, so that it can be fully occupied.

In this connection, I desire to call your attention to the Hall of Archives, which has already been set apart in the building, and the work of selecting, classifying, and removing to their new location the archives

which are to be taken from the Capitol. The preparation of the new room, you will naturally consider in arranging for the completion and furnishing of the building, but the work incident to placing the archives in the room may be overlooked. The statute of the Thirty-first General Assembly upon this subject, I assume was intended simply as a beginning, for if you place at the disposal of the director no greater force than is now employed, none of you will live long enough to witness the end of the undertaking. It will require several men several years to do what you contemplate, and I therefore earnestly recommend such an appropriation as may be necessary to carry on the project with reasonable celerity.

DIRECT INHERITANCE TAX.

We now have a statute which levies, under certain conditions, a collateral inheritance tax. The propriety of levying also a direct inheritance tax may well engage your attention. I do not look upon a tax of that character as a method for the reduction of swollen fortunes. I view it solely as another effort to equalize the burdens of society. It ought not to be levied upon small inheritances; but after the proper limit is passed, there is no reason which justifies a collateral inheritance tax which will not also vindicate one upon direct inheritances. I earnestly hope that you will interest yourselves in the subject, and take such action upon it as the best interest of the State requires.

ROSTER OF IOWA SOLDIERS.

I am sure that the failure of the Thirty-first General Assembly to enact a law authorizing the compilation and publication of what is commonly called a roster of Iowa soldiers was a mere mischance. It is a little humiliating to remember that Iowa is one of a very few northern States in which this sacred duty has not been performed. The material out of which such a publication must be compiled is each year disappearing, and it will not be long until it will be impossible to render this acknowledgment to the men whose valor and patriotism are the choicest possessions of the commonwealth.

DESERTION AND NON-SUPPORT.

I repeat my recommendation of a year ago, with increased emphasis, if that be possible, in favor of a law that will make it a crime for a man to desert his family without cause, and to refuse to support, without good reason, his wife and children. We ought to do something to check the rapidly growing habit of repudiating the most sacred obligations which a man ever assumes.

VOTING MACHINE COMMISSION.

While voting machines are not as yet being used in this State to any great extent, the experience of other states has shown that our law ought to be amended in at least one particular. As the statute now is, when the Voting Machine Commission has passed favorably upon any machine, it stands as approved, and may be sold anywhere in the State. It is not always possible for the Commission to discover defects in such

a machine, and when such defects are made to appear by use, there is no power on the part of the Commission or on the part of any other officer to revoke the certificate of approval. There should be an amendment giving either the Commission or some other board the authority to cancel the approval, if, in use, the machine is found to be worthless.

CIVIL SERVICE.

The time has come when Iowa should establish such civil service regulations as will insure the appointment of such employes as properly fall within the scope of a civil service system, upon competitive examinations, with advancements and promotions earned by faithful and efficient service. It is not necessary for me to repeat the argument so well known to you for this plan of appointments to public place. We are all pledged to it, so far as the government of the United States is concerned, and why should we not stand for it in our own commonwealth?

MUNICIPAL GOVERNMENT.

One of the propositions upon which all persons and all parties seem to agree is that the established system of government in our larger cities is hopelessly inefficient. In these days, when franchises to public service corporations have become so important, when the sums expended for public improvements have become so vast, and the expense of administration has so multiplied, the form of municipal government ought to receive the best thought of the General Assembly. I believe there should be a thorough-going revision of our statutes upon this subject. There are wide differences respecting the changes that should be made. My own view is that the representative form of government ought to be preserved. Aldermen should be elected at large, and the city council confined strictly to legislative duties. Power should be concentrated in the mayor, and he should be the responsible administrative head of city affairs. He should appoint the officers who are to administer the law. The protection of civil service should be extended. The compensation of the mayor should be sufficient to call men of the best type and strongest character to the office, and the term be made long enough to enable him to accomplish something. If, however, the term be lengthened, it should be accompanied with the power on the part of the people to remove him from office, through an election called for that purpose upon proper petition.

CLAIM AGAINST THE GENERAL GOVERNMENT.

For many years, there has been pending at Washington a claim on the part of the State of Iowa against the general government, arising out of the sale of public lands within our limits, wherein the consideration was other than money. Other states have similar claims, and the agents who have been appointed by the several states have been vainly attempting to secure such legislation as will result in the adjustment and payment of the demands. I have given the subject sufficient investigation to warrant the conclusion that our claim is a just

one, and that the resistance is not to its merit. The difficulty is that, in the multitude of things which Congress has to do, it is easy to secure delay, and this method of preventing the payment of an honest debt has now been successful for many years. I recommend the passage of a resolution calling the subject specifically to the attention of our members of Congress, and asking them to see to it that the matter is decisively determined, either for or against us, at the earliest practicable moment.

AN ENLARGEMENT OF THE PURE FOOD LAW.

Last year the General Assembly adopted a measure intended to protect the people from fraud and imposition in the sale of adulterated and wholesome foods. It is now in operation and I believe that it will accomplish great good.

Those who are vitally interested in the live-stock industry feel that similar protection should be extended to live-stock foods. I have examined the subject with as much care as has been possible under the circumstances, and have reached the conclusion that their views are sound. I therefore recommend the enactment of a law with respect to such foods, having the general scope and purpose of the act of the Thirty-first General Assembly relating to pure food.

THE PROPOSED AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES PROVIDING FOR THE ELECTION OF UNITED STATES SENATORS BY DIRECT VOTE.

In obedience to the direction of the Thirty-first General Assembly, I invited the Governors of the several States of the Union to appoint delegates to a convention to be held in Des Moines for the purpose of furthering the application of sufficient States to require Congress to call a Constitutional Convention, to the end that an amendment may be submitted providing for the election of United States Senators by direct vote. In response to the invitation, the Governors of twenty-five States appointed delegates, and the convention assembled in Des Moines on the fifth day of last December. Thirteen of these States are represented by delegates in person, and the remainder through correspondence. The convention was composed of earnest, high-minded, thoughtful men, and the debates, which consumed two full days, were interesting, instructive, and patriotic. The outcome of the convention was the adoption of a preamble and resolutions, as follows:

"Whereas, It is the judgment of this convention that the legislative branch of the general government should be placed more directly under the control of the people of the several States, and

"Whereas, There exists and has long existed a strong popular demand for the election of United States Senators by the vote of the people, and said demand is, in the opinion of this convention, well founded, and

"Whereas, The Constitution of the United States provides only two methods whereby the provision respecting the election of United States Senators may be changed, and

"Whereas, The method ordinarily adopted, of Congress on its own initiative submitting to the several States a proposed amendment, has here-

tofore been ineffective, owing to the refusal of the United States Senate to submit such proposed amendment to the several States, and

"Whereas, There is no alternative for accomplishing the desired reform save by an appeal by at least two-thirds of the States to Congress asking that a Constitutional Convention be called; be it therefore

"Resolved, That while this convention would much prefer that Congress should submit to the several States a proposed amendment to the Constitution for the election of Senators by direct vote of the people, so that the States might pass upon it as a single question, yet inasmuch as the Senate persistently refuses to submit such amendment, it therefore earnestly recommends that the legislatures of the several States do, in pursuance of Article V of the Constitution of the United States, make application to Congress to call a convention for the purpose of proposing amendments to the Constitution of the United States; be it further

"Resolved, That the President and Secretary of this Convention be and the same are hereby instructed to transmit duly certified copies of these resolutions to the Chairman of the National Committee, and of the several State committees of the two leading political parties, also to the Governors of the respective States, to each member of Congress, and to the President. That in transmitting the copies to the Governors of the States, the President and Secretary of this Convention shall enclose a letter urging each of them to lay these resolutions before the legislature of his State."

The Executive Committee will present the subject to the States as rapidly as their legislatures convene, and its members believe that two-thirds of all the States will make the application to Congress for a Constitutional Convention. It will be observed that the resolution does not limit the scope of the Constitutional Convention finally to be called. This is because it was believed that it is not in the power of Congress to limit the convention to a single amendment.

I am profoundly convinced that Senators of the United States should be elected by direct vote. If there ever were reasons for interposing a secondary elective body between the people and their Senators, they have long ago ceased to exist, and in this age there are affirmative and potential reasons for restoring to the voters the full privileges to which they are indisputably entitled. Four times the House of Representatives in the Congress of the United States has passed a resolution for the submission of an amendment upon this subject to the States, but the Senate has persistently ignored the subject. There is no hope that it ever will take the step necessary to give the States the opportunity to express their desires. Therefore, it has become necessary to pursue the other alternative of the Constitution, and call a Constitutional Convention. I know that there are men who fear such a convention, but their fear is groundless, for it can not be believed that the Constitution will be unwisely amended when it is remembered that the members of the Convention, who will themselves be the choicest examples of our civilization, must first agree before any amendment can be submitted to the States, and then thirty-five of the forty-six States must concur before the proposed amendment can become a part of the Constitution. If this be not a sufficient safeguard, we are not fit to live in a free country.

I strongly recommend the passage of a resolution that will be an application to Congress, under Article V of the Constitution of the United

States, for the calling of a Constitutional Convention to propose amendments to the Constitution.

CORPORATIONS.

My observation and experience intensify the conclusions I have twice announced to the General Assembly relative to the organization of corporations. I take one step further and say that it seems to me that one of the imperative demands of the time is to require the articles of incorporation of every corporation hereafter organized to be approved by some tribunal, such as the Executive Council, with the Attorney General added, before they are permitted to be filed. Even this measure of supervision would prevent the establishment of a large number of associations either unlawful and fraudulent in their purpose or imperfect in their plan of organization.

I reiterate my recommendation that no capital stock should be allowed to be issued until some state authority had made examination, and until it had been satisfactorily shown that it had been paid for, either in money or in property, at a fair value. The universal practice of issuing capital stock without any regard to the value paid for it is the fruitful source of more injustice and oppression than any other in which corporations indulge. To permit corporations to issue stock as they now do is no more defensible than it would be to license a pirate to prey upon a defenseless people.

It is believed by many of the most thoughtful students of governmental affairs that the time has come for an annual franchise corporation tax. I concur in that belief. You could add greatly to the revenues of the State, and at the same time place some of the burdens of maintaining the government where they belong, by providing for such a tax.

INSURANCE.

The developments of the year have not changed my opinions with respect to life insurance. My message to the Thirty-first General Assembly is as full and complete upon the subject as I could make it. I beg to refer to it as a whole, but take the liberty of now repeating and emphasizing certain parts of it. I then said, among other things:

"Another grave defect in the methods of life insurance developed by the recent study of the subject is the accumulation of a so-called surplus, which, in a great measure at least, represents deferred dividends; that is to say, the sum which the company, in a vague way, promises to distribute at a future time to its policyholders, but concerning which there is no specific agreement fixing the amount of the distribution. The surplus so existing is not reckoned as a liability, for the reason that no policy, so far as I have been able to ascertain, contains any more positive assurance of distribution than that the policyholder shall be entitled to such share of the surplus as the directors of the company may determine. The whole scheme of deferred dividends has a tendency to lead the business away from the field of indemnity into the field of investment—a tendency which is altogether too prominent, and which should be checked by such reasonable regulations as can be prescribed without

injuring the legitimate enterprise of insurance; but there is a still more potent objection to the practice.

As is well known, the premium charged by a legal reserve company is made up of two parts: First, mortality; second, the loading for expense. The actual mortality is considerably less than the theoretical mortality, and it might happen that the share allotted to expense is not altogether consumed. From these overcharges in the premium, together with a portion of the interest earned, the surplus is crated, and the general promise is to return this surplus to the policyholder in the form of dividends. I am speaking now of a mutual company, although it is likewise true of a company having capital stock, with the one exception of the diminution in the earnings caused by whatever claim the capital stock may have upon them. No company can safely make any definite promise with respect to the surplus so acquired, for the obvious reason that its extent must always be uncertain. One of the issues in the insurance business therefore is, shall this surplus be ascertained and apportioned and disposed of in some manner at short intervals, or shall it be allowed to accumulate during long periods, and then be paid to the policyholders in such proportions as the board of directors of the company may think best? It seems to me that every consideration of safety and fair dealing requires that the surplus to be credited or paid to participating policyholders shall be ascertained and paid, or otherwise disposed of, every year. In so saying, I do not mean, necessarily, that the first or second years of a policy shall be so treated, because the expense of getting the business, with the mortality, quite consumes the premium for those years. If the dividends are deferred for a long period, the policyholder is absolutely at the mercy of the company. Even if he could overrule, by a judicial proceeding, the discretion of the board of directors in apportioning the surplus then due him (and the courts have decided that he can not) the cost of procuring the proof necessary to establish his rights would far exceed any benefit that he could derive from the litigation. If, however, the law imposes upon the company an imperative obligation to ascertain and apportion the amount of the surplus due to each participating policyholder at the end of each year, then the natural forces of competition between companies, together with the option on the part of the policyholder to surrender his policy if the dividend be not fair and satisfactory, will protect the policyholder from any serious wrong.

I therefore recommend that the law be so strengthened as to require an annual accounting between each company and its policyholders so that at the close of each year the policyholders will be notified of their respective shares in the surplus of the preceding year. The amendment would also provide for the options which at that time may be exercised by the policyholder: namely, to withdraw the dividend in cash or to use it for the purpose of purchasing further insurance. In so recommending, it must not be understood that I advocate the distribution, annually, of the entire surplus. It would be unwise to insist that the assets of the company shall at all times be no more than its liabilities. There must be a margin of safety to cover unexpected and extraordinary conditions. There are widely

differing opinions with respect to the amount of percentage that should be reserved as the margin of safety, and this divergence of judgment can only be adjusted by your good common sense, to which I confidently submit the whole controversy."

And again:

"There is more fraud and deception, sometimes intentional and sometimes unintentional, practiced upon policyholders by reason of the variety in the forms of life insurance contracts than in any other way. There are hundreds of these forms, differing oftentimes but slightly from each other, and these differences are, in my opinion, in many instances created for no other purpose than to enable the agent to found upon them an argument, the fallacy of which can not be detected by the unskilled mind, and the effect of which is to create an atmosphere of mystery about the entire business. There are but few kinds of legitimate life insurance contracts. You can certainly number them on the fingers of your two hands. There is no sense in the almost infinite multiplicity of forms. I believe that there should be standard forms of policies. They should be uniform with all companies. They should be plain, simple, and direct. The obligations should be understood. If we had such uniformity, the people would soon come to know what insurance is, and what the insurance companies agree to do in each of the several forms of contract issued."

I believe that in the end it will be found wise to prohibit life insurance companies having capital stock from issuing participating policies in any form. The partnership thus created between the stockholders and the policyholders will always be unsatisfactory. I believe, also, that all the policies issued by a mutual life insurance company should be participating policies, and they should be of such form that any dividends made would be in exact proportion to the contributions out of which the dividends arose. We will never reach the real remedy for the evils which are so manifest until the business is thus simplified.

EMPLOYERS' LIABILITY.

The rules of law which in this State govern the liability of an employer to employes are, in many respects, flagrantly unjust to the employes. They need careful revision. At the last session of Congress, a statute was passed which gave expression to an enlightened view of one phase of the subject, so far as interstate commerce is concerned. This statute has recently been declared unconstitutional, solely because the Court believed that the States, and not the general Government, had the power to deal with the matter. Without going into detail, I recommend the passage of a law which shall be the substantial equivalent of the act adopted by Congress.

LOBBYING AND THE LOBBYIST.

My views upon lobbying and the lobbyist are fairly well known, but I venture once more to express them. Corporations, as well as individuals, oftentimes have a direct pecuniary or property interest in measures that are proposed before legislative bodies. When such measures

arise, it is fundamental that they have the right to be heard. To deny them the privilege of submitting either fact or argument to the men who make the laws would be intolerable in an enlightened government. Manifestly, however, the privileges of such representatives should be limited to the submission of such matters as touch the merit or demerit of the legislation proposed, and whenever and wherever any corporation or individual attempts to influence a member by any other consideration, no matter what it is, he commits a crime against morals, and the punishment should be swift, sure, and severe. I understand perfectly that such offenses are not easily discovered, but that is no reason for immunity when they are discovered.

The lobbyist is not and ought not to be in good repute, and therefore I make this distinction. He who comes before you, fairly argues the case given to him, submits his case honestly, and goes his way, is not a lobbyist, and the term, which has become one of reproach, ought not to be applied to him. The real lobbyist is the man who has no concern for the merit of the law which he advocates or the demerit of the law which he opposes. He is the man who attempts to create personal obligations which will influence votes. He is the man who intrigues for combinations in which votes for or against one measure are traded for votes for or against another measure. He is the man who pursues his avocation behind locked doors, and in dark corners. He is the man who wants to win, right or wrong, and puts his desire to accomplish his purpose above his duty as a citizen. Such a lobbyist ought not to be registered anywhere. He ought to be abolished everywhere.

I am glad to say that in Iowa these men are growing every year less conspicuous and less numerous. I hope to see the species wholly disappear, and that the historian of the future may be able to write that about this time the race became extinct.

CONTRIBUTIONS BY CORPORATIONS FOR POLITICAL PURPOSES.

That it has become a custom with corporations of various kinds to make contributions to accomplish or defeat the nomination of candidates for public office, and to assist in the election of candidates for public office, is so well known and has been so completely many reasons, of the weightiest character, which demand an immediate prohibition against such misuse of corporate funds, coupled with a penalty of imprisonment for the violation of the law: First, the growing tendency to use money in political campaigns is subversive of the fundamental principles of good government, for it not only destroys purity of motive, but it overthrows the safety which is always found in individual and independent action. Second, it is a plain theft from every stockholder who does not give his assent to the contribution, and the misappropriation is peculiarly obnoxious because it oftentimes puts the money of a stockholder at work for a candidate whose success the stockholder does not desire. Third, the practice gives to the corporation an influence in public affairs simply because of the money contributed—an influence which is necessarily both selfish and vicious. Corporations should, of their own motion, rigorously

exclude themselves from politics, and the most effective way in which to give them strength to resist temptation is to fix a penalty for participation, so severe that the honest course will be the most attractive one. I recommend with all my earnestness, the enactment of a measure upon this subject that will stop, at once and forever, so odious a misuse of corporate property.

In this connection, I desire to submit another suggestion. I recognize that there must be some expenditure of money in every political campaign, whether for nomination or for election. There are legitimate purposes for which money can be expended, and to this extent, when contributed by individuals, there can be no criticism of the practice. We will all agree, however, that the expenditure of money in political controversies has passed beyond a fair and reasonable limit. Other countries and other states have attempted to restrict the use of money within honest bounds through that very efficient corrective—publicity. I think the State of Iowa should do likewise, and I strongly recommend a law that will require not only political committees, but candidates for nomination and for election, to publish their expenditures.

PRIMARY ELECTIONS.

The wisdom of establishing a system for the nomination of candidates for elective offices has not only been thoroughly debated in prior General assemblies, but has been maturely considered by the people of the State. Declarations upon the subject will be found in the platforms of the two principal political parties which preclude doubt with respect to the opinions of an overwhelming majority of the voters. The experience of each year, as it passes, emphasizes the imperative need of a thorough-going reform in the methods of nominating candidates.

We have long tried the plan of unregulated caucuses and conventions, and the defects discovered in this system have been so manifest that there is a universal demand for something better. I therefore earnestly recommend, as I have recommended before, an efficient primary election law. I recognize that there are differences of opinion with respect not only to the scope but the details of such a law, but I sincerely hope that these differences may not be so broad or so fundamental that they cannot be reconciled. I have given much thought to the subject, but shall not impose upon you at this time more than a statement of the essential features which a primary election law should contain.

First, it should embrace the nominations of candidates for all elective offices, whether state, county, municipal or district, including the office of Senator of the United States. Second, it should provide for the nomination of candidates for these offices by the primary vote, and should not remit nominations, under any circumstances, to a convention, except in the event of a tie. Third, the primary election for all political parties should be held throughout the State on the same day and at the same places. Fourth, there should be some fair test

I know that there are some thoughtful students of the subject who believe that a nomination by a mere plurality is unwise, and I grant that there may be instances in which the concurrence of a majority would be better, but to require a majority in all cases would be to make no substantial change in the present system, for conventions would still be compelled to nominate candidates. If, therefore, we are to advance at all, it seems to me that we must adopt nominations by pluralities.

I am aware, also, that there are many persons who, with the utmost sincerity, believe that certain offices, such as Judges of the Supreme and District Courts, Attorney General, Clerk and Reporter of the Supreme Court, and Superintendent of Public Instruction, should not be included. I do not share the fears which lead to this conclusion, and yet I am quite willing to concede that if there are to be exceptions to the full and complete operation of the law, they should be along this line rather than any other.

I leave the subject with you, confident that you will deal with it as becomes its vast importance, and in accordance with the spirit which so universally prevails.

EXPRESS AND TELEGRAPH COMPANIES.

The Twenty-eighth General Assembly passed an act providing for the taxation of the property of express companies, which the Executive Council has, since its passage, been attempting to apply. The object of the statute is to ascertain a taxable mileage value of all the routes of a given express company, and then take the proportion in this State as a basis for taxation within the State. Unquestionably, the General Assembly had in mind the ordinary railway lines over which express companies do their business on land. The fact is, however, that some of the express companies have ocean routes, of tremendous distances but of little value, and it is contended, year after year, that in ascertaining the value of the routes in Iowa the Council must take into consideration the ocean lines as well as the land lines. To do so would be to reduce the taxable value of the lines in Iowa to an absurd point, but the letter of the law gives some strength to the argument. I recommend a careful revision of this statute, so that all doubt respecting its interpretation will be removed, and a fair valuation clearly imposed.

I can see no good reason why the general policy that the legislature has applied to express companies should not also be applied to telegraph companies. If it is equitable to ascertain the value of express routes by ascertaining the value of the property as a whole, and then taking a mileage proportion of it, it would be no less equitable to determine the value of the telegraph lines in the same manner. The mere cost of constructing a telegraph line is no criterion of its worth for the purpose of taxation. I recommend the passage of a law that will set up the same criterion for telegraph property that you have established for express property.

I have long believed that both express companies and telegraph companies should be brought within the jurisdiction of the Railroad Com-

mission, and that the Commission should be given the same authority to prescribe rates for telegraphic messages and for the carrying of express matter, and to supervise the management of telegraph and express companies, that it now has with respect to railroads. I commend this subject to you as one well worthy of your attention.

RAILROADS.

Inasmuch as I feel compelled to make a series of recommendations that touch, directly or indirectly, the railroads within the State, I must be allowed a brief preface. There has been, within the last three or four years, so much discussion concerning the relations of the railroads to the people, that those who manage railroad property and those who own railroad stocks and bonds seem to fear that there exists a violent prejudice which will result in unjust legislation. I cannot believe that the fear is well founded. The discussion has been the natural outcome of the marvelous increase in commerce, and the plain attempt of railway managers to reap the largest possible profit from the unparalleled traffic of the time. These managers, while they admit as a mere abstraction the proposition that a railroad has not the liberty or license of private property, cannot and will not accept it as a rule of conduct. They still believe, apparently, that they have a right to capitalize not only present earnings, but hopes for the future. They cannot and will not, save theoretically, recognize that all persons and all localities must be given the use of transportation facilities upon like terms under like conditions.

There is no disposition upon the part of the people generally or of any legislative body to take away from railway corporations the management of their property, or to deny them full and adequate compensation for the service they render. I say to you, and I hope you will bear it in mind when you come to consider the recommendations I shall make, that you could not inflict a more fatal blow upon the people of this State than to adopt such legislation as would deprive our railroads of the opportunity to earn a fair profit. We are as dependent for our material well being upon the transportation afforded by the railroads as we are upon the air we breathe for the continuance of life. Railroads will not and cannot serve the people efficiently unless they are reasonably compensated for the work they do. The spirit of confiscation is not in the people of Iowa, and it is not in this General Assembly. The railway companies may dismiss all fear of injury. It is incredible that the calm wisdom of this or any other legislative body in a country like ours will impose such restrictions upon the use of railroad property as will render it either unprofitable in operation or unfairly interfere with the control of its owners. The whole history of legislation upon this subject proves conclusively the truth of my assertion. Notwithstanding all the acts that have been passed regulating the operation and limiting the compensation of railroads, whether by the states or the United States, the railroads have steadily grown in mileage and increased in revenue until they pay dividends and interest upon stocks and bonds aggregating nearly one-seventh of the entire wealth of the nation. Experience has abundantly shown that, with the

privileges granted to them by the law, they can take care of themselves much more effectually than legislatures and congresses can take care of the people.

Concluding this general review, I come to specific things.

PASSENGER FARES.

In my message delivered to the Thirty-first General Assembly, I had the honor to recommend the passage of a law that would require railway companies to "sell mileage books good for 1,000 miles and upwards, at a flat rate of two cents per mile, good until used"; and I said in that connection "if purchased by the head of a family, there is no reason why it should not be used by any member of the family"; and again, "The man who travels little is at present at too great a disadvantage as compared with the man who travels much".

A bill embodying this recommendation passed the House of Representatives, but in the committee of the Senate, counsel for the railways contended that it was unconstitutional, because it authorized discrimination. The argument seemed to be convincing, and although I do not concur in the conclusion, I feel impelled to lay aside the remedy then proposed. It must be assumed, therefore, that if those who travel little are to be relieved of the unjust burden which they now bear, the relief must come through a general reduction of all passenger fares. There is much reason to believe that, in the Western country at least, passenger traffic at the present rates is less profitable than freight traffic at the present rates. The representatives of the railway companies, during the last session, insisted that the average actual rate paid by passengers in Iowa was not more than two cents per mile, some of the roads showing a fraction higher and some a fraction lower than two cents. In making this computation an arbitrary division of certain large expenses was assumed, and as I understand it, free transportation was not included.

This condition has been brought about by the railroads themselves, through mileage books, credentials, and other reduced rates to privileged classes. When it is remembered that the vast majority of those who travel a great deal pay but two cents per mile, and that the travel of all those of our people who pay three cents per mile is necessary to bring the average up to two cents per mile, the extent of travel which pays less than two cents per mile assumes tremendous proportions. Granting, for the moment, that it would be unfair to reduce the revenue from passenger service a single penny, it is still manifest that the adjustment is hopelessly wrong. It costs the railway company just as much to carry a passenger who has purchased a 2000-mile book, per mile, as it does to carry a passenger who has bought a single ticket for 100 miles; indeed, I think the former costs a little more, for the use of the mileage book entails more expense in the maintenance of extensive bureaus for identification, auditing and rebating, than the sale of tickets at stations. The only advantage derived by the railway company is the interest upon the payment in advance, and this does not warrant any appreciable reduction in the rate.

If the practice of making low rates for excursions, conventions, meetings of associations, and the like, is unprofitable, the railway companies can easily abolish it. For my part, I can see no justice in the custom which compels the farmer and his family, or the merchant and his family, as they go from place to place, either for pleasure or for business, to pay a part of the cost of carrying men to conventions or to gatherings of any kind; and much less can I perceive the wisdom of making our people pay, as they move about engaged in their ordinary affairs, for losses incurred in taking train load after train load of pleasure seekers to points of entertainment or amusement, or land seekers, as they journey to distant states in the hope of finding riches that they could more easily discover at home.

These things, however, are entirely within the control of the railway companies. If we give them an opportunity to take two cents per mile from everyone who rides upon their trains in Iowa, and they avail themselves of the opportunity, as they can, their revenue from the passenger traffic will not be reduced a single dollar; on the contrary, according to universal experience, it will be increased. If, on the other hand, the railway companies, with the right to demand two cents per mile from all who travel, find it advantageous, by reason of ulterior and extrinsic benefits, to reduce the rates under certain circumstances below the maximum, and thus diminish the average rate actually received, they can not assert that the law has done them an injustice. I stand firmly upon the proposition that the travellers who are now paying three cents per mile are paying the fares of other travellers who are abundantly able to pay their own; and moreover the burden is laid upon the people who are least able to bear it. It is a discrimination which can not be defended, and which ought not to continue. It will not be forgotten, either, that the prohibition against passes already in force, and an enlargement of the prohibition of which I shall speak presently, and which I hope will shortly be in force, will add materially to the revenue of the railway companies, and will help greatly in maintaining the average at or above its present point.

What I have said has been upon the hypothesis of a strict division between the earnings of the passenger and freight traffic. I do not concede, however, that the proposal for two-cent passenger fares is to be tested wholly by any such criterion. I prefer to look at the earnings of the railroads in Iowa as a whole, and if they are found to be more than they should be, it is not very material to inquire whether a two-cent passenger rate will or will not be, in and of itself, profitable. The chief business of railroads in this State is the transportation of freight, and it clearly appears from the arguments laid before you last winter that they regard passenger traffic as incidental, and do not attempt to make it the source of any considerable net earning.

The gross earnings of all the railroads upon business done in Iowa for the year 1905, not including interurban railways, was \$62,792,307.00. In ascertaining these earnings, Iowa is given a mileage proportion upon all inter-state traffic. It is not safe to accept the report of any particular railway company respecting the amount expended for maintenance and operation, inasmuch as the variety in the methods of book-

keeping destroys the value of any one report. It is fair, however, to resort to averages, and according to the computations made by the Inter-State Commerce Commission, the average percentage of gross earnings for maintenance and operation throughout the United States is a little less than 68 per cent. If we assume 68 per cent as the fair proportion (and I am of the opinion that the assumption will do the railway companies no injustice) the net earnings of our railroads upon business done in Iowa for the year 1905 were \$20,093,538.24. This sum will pay 6 per cent interest upon \$334,892,304.00. It will pay 7 per cent interest upon \$287,050,546.00. The last assessment fixed the actual value of the railroads in the State at \$249,348,780.00. The Executive Council, however, chose to apply the same proportion of value as it believed had been applied to farm property; namely, about four-fifths. Increasing the value by the addition of one-fifth, the result is an actual value of \$299,218,536.00. It will be remembered, however, that in reaching this value the Executive Council was largely influenced by the gross and net earnings, and in a less degree by the amount which had been expended in the construction of the properties. It is manifest that when you come to determine whether the net earnings are too great, you cannot take as a basis a valuation founded upon such earnings, but must adopt some other method. If it be asserted that it is unfair to take the gross and net earnings of a single year, it may be of interest to inquire what these earnings have been during the last five years.

In 1901, the gross earnings were \$55,079,943.00; in 1902, \$56,466,305.00; in 1903, \$58,466,340.00; in 1904, \$57,396,848.00; and in 1905, as before stated, \$62,792,307.00. The average gross earnings for these five years are \$58,240,348.00. Using the percentage for ascertaining net earnings heretofore mentioned, the result is \$18,636,911.36, for the average net earnings per year during the last five years. This sum will pay 6 per cent interest upon \$310,615,189.00. It will pay 7 per cent interest upon \$266,241,591.00. These rates of interest are sufficiently liberal when you take into consideration the fact that practically one-half the capitalization of railway properties is represented in bonds, the average interest upon which is about 4 per cent. The ascertainment of the sum upon which the earnings of railway companies should make a reasonable return is not easy. If you accept the basis presented by the actual investment you can approximate the proper capitalization very quickly. I have heard it stated by the representatives of railway companies before the Executive Council, over and over again, that the average actual cost of the railroads in Iowa did not exceed \$20,000.00 per mile. There are now 9,827 main track miles in the State, which, tested by this theory of value, are worth \$196,540,000.00. The net earnings of 1905, as you will observe, were sufficient to pay more than 10 per cent upon such a valuation. The average yearly net earnings for five years would pay 9 48-100 per cent upon this valuation. If you take the cost of reproduction as the proper test, an average of \$25,000 per mile is about right. Upon this basis, the railroads are worth \$245,675,000.00. You can compute in a moment the percentage of interest which the net earnings would pay upon this sum.

It will not be overlooked, of course, that any considerable reduction in earnings would, in all probability, result, and ought to result, in a reduction in the value of the property for taxation.

I submit these suggestions to you to be reviewed by your mature judgment, and to be used for the purpose of beginning an inquiry as to the justice or injustice of any action that you may take that will lessen the income of the railway companies, whether from the passenger or the freight service. It is a subject which invokes a high sense of responsibility, and it demands for its consideration all the obligations of an official oath. I know that you will examine it, and act upon it without fear, favor, prejudice or oppression. For my own part, I am deeply convinced that a reduction in the passenger rate is fully warranted, and I therefore earnestly recommend the substitution of a two-cent rate for the existing three-cent rate.

FREIGHT RATES.

What I have already said is sufficient in so far as the income of railway companies is concerned. The Railroad Commission has already adequate power to fix schedules of maximum freight rates. The schedules and classifications announced in 1889 have not been changed essentially during the eighteen years that have since intervened. In the meanwhile, the manufacture and commerce of the country have been revolutionized; and I believe it to be true that the present adjustment of rates is grossly unfair to the manufacturers, farmers, stock producers, and distributors of the State. They do not have a fair and even chance in the struggle for business. It may be worth your while to institute an investigation, which, with your plenary powers, might develop many things which the Railroad Commission cannot discover, and which would greatly aid in the readjustment of rates. As you know, it is the almost invariable custom of railway companies, in bringing shipments of any kind into the State, to make rates to the State line, and then add the rate of the Iowa distance tariff to the point of destination. This practice results in great hardship to our manufacturers and distributors in their effort to compete with their rivals situated beyond the State. To give point to this phase of the intricate subject, I take the liberty of giving you the substance of two letters which I received during the time I was writing this part of my message:

"In 1906 there was shipped from Chicago to Fairfield for the Loudon Machinery Company, 29 cars of bar steel, having a total weight of 980,741 pounds.

Distance from Chicago to Fairfield, 256 miles.

Distance from Chicago to Burlington, 206 miles.

Distance from Burlington to Fairfield, 50 miles.

Rate from Chicago to Fairfield, 13 cents per 100 pounds.

Rate from Chicago to Burlington, 5 cents per 100 pounds.

Rate from Burlington to Fairfield, 8 cents per 100 pounds.

Freight charges for hauling these 23 cars 206 miles, \$490.3.

Freight charges for hauling these 23 cars 50 miles, \$784.59.

In this particular case, the freight for one-fifth of the entire distance—the part in Iowa—is \$294.22 more than for the other four-fifths of the distance—the part in Illinois.

In 1906, the Iowa Malleable Iron Company, of this city, shipped in 1,597 long tons of pig iron. Most of this, if not all, came from Chicago.

Rate from Chicago to Fairfield, \$2.40 per long ton.

Rate from Chicago to Burlington, \$1.00 per long ton.

Freight from Chicago to Fairfield on 1,597 long tons.....	\$3,832.80
Freight from Chicago to Burlington on 1,597 long tons.....	1,597.00
Freight charged from Burlington to Fairfield on 1,597 long tons	2,235.80
Freight on 1,597 tons for hauling 50 miles in Iowa.....	2,235.80
Freight on 1,597 tons for hauling 206 miles in Illinois.....	1,597.00

In other words, the freight charges for hauling 1,597 tons of pig iron 50 miles in Iowa are \$638.80 more than for hauling the same tonnage 206 miles in Illinois.

I understand perfectly that nothing that you could do would affect a through rate, but if it is to be the settled policy of the railroads to make the inter-state rate, so far as Iowa people are concerned, by adding the local distance tariff from the State line to the point of destination, it is possible to so adjust our rates that less injustice would follow their application in that manner.

At the present time, there are no joint rates upon local traffic. The law gives to the Railroad Commission the authority, upon special application, to establish a joint rate, but there is no authority to prescribe a general schedule of joint rates. The constitutionality of the existing statute was at one time questioned, but the case in which it arose was determined upon another issue, and therefore the validity of the law is still undecided. I recommend the subject to you as one worthy of the most careful consideration. It is believed by very many of our manufacturers, as well as by a large proportion of our general shippers, that the law should be amended so as to confer upon the Commission as complete power to establish a schedule of joint rates, embracing all railroads and all traffic, as it now has to promulgate a schedule of rates over single lines.

DEMURRAGE.

Two propositions will be admitted without controversy: First, that it is the duty of every railroad company to provide itself with sufficient motive power and enough cars to carry the freight offered to it with reasonable promptitude, and to furnish these facilities without discrimination to the shippers who ask for them; second, it is the duty of shippers and consignees to load and unload cars with reasonable promptitude, to the end that each car may perform the maximum of service. Shippers complain, and in recent times the complaint has been emphatic, that the railways do not furnish cars as they should with reasonable diligence, and do not move them, when loaded, with sufficient speed; and that they do discriminate between their patrons. The railways complain that shippers and consignees are not careful in loading and unloading cars when furnished, and to correct the latter evil

they impose a penalty for detention, which is called, in railway parlance, "demurrage."

It seems to me consistent with good policy that the penalty should be imposed upon both sides. If the railway companies are remiss in their duty of furnishing cars and moving them, they should pay for their delinquency, and if the shippers and consignees are negligent in returning cars to service, they should pay for their fault. I recommend the enactment of a law that will create a sufficient motive in both carriers and shippers to do their full duty in this regard.

FREE TRANSPORTATION.

A year ago, I gave to the General Assembly my views upon this subject, and I beg leave to refer to my former message for a full expression of the evils which attend the practice of granting free transportation to favored persons and classes. The act which was passed by the Thirty-first General Assembly was a step in the right direction, but I respectfully submit that it did not reach the end toward which the public judgment so firmly advances. Its prohibition is not broad enough to abolish some of the most objectionable phases of the custom. Since its passage, Congress has legislated upon the subject, in so far as it relates to interstate carriage of passengers, much more effectually. I believe that the law of Iowa should be amended so as to conform to the law of the United States, and I recommend the enlargement of our statute so that what is unlawful for a railway company to do as between the States will also be unlawful to do within the State. I recommend further that you make such a definition of bona fide employees as will preclude the issuance of passes to persons whose connection with the company is either formal or created chiefly to give opportunity for free transportation.

HOURS OF CONTINUOUS LABOR IN RAILWAY SERVICE.

I invite your earnest attention to the danger incident to the practice of allowing or requiring men in the railway service to work continuously so long that they cannot exercise the care essential to their own safety and to the safety of the traveling public. The history of railroad accidents is full of warning upon this subject. The operation of railway trains demands a vision not dulled by loss of sleep, a memory not impaired by physical weariness. It demands that all the senses be alive and keen. It is well established that many of the most deplorable accidents have resulted from the failure of men who were at their posts for twenty-four, thirty, thirty-six and even forty-eight hours without the chance for adequate recuperation.

To require such continuous work is inhuman to employes; to permit it is an offense against the public. The fault is not with the railway companies alone, for there are employes who seek an opportunity to thus increase their wages; but whoever desires it, there is a higher consideration than either profit to the employer or compensation to the employe. The public safety overrules them both.

I recommend the enactment of a law that will fairly and reasonably limit continuous service of employes engaged in the movement of railway trains.

Gentlemen, I have now performed as best I could the duty which the law imposes upon me. My responsibility ceases and yours begins. I transfer these subjects to you in the full confidence that in so far as I am right my recommendations will find approval at the seat of your judgment, and with the consciousness that in so far as I am wrong they will fall under the weapons of your fair debate.

Respectfully submitted.

Albert B. Cummins

The minutes of joint session were read and approved.

On motion of Senator Smith, of Mitchell, the joint convention was dissolved.

The House re-convened.

Speaker Kendall in the chair.

Hambleton, of Mahaska, moved that Governor Cummins' message be printed in the Journal of today.

* Motion prevailed.

On motion of McAllister, of Linn, the House adjourned until Tuesday morning at 10:00 o'clock, January 15th, 1907.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, January 15, A. D., 1907.

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

Prayer was offered by the Rev. C. L. Nye, of Des Moines.

Weeks of Guthrie moved that the Speaker be empowered to grant excuses for absence on request.

Motion prevailed.

On request of Mr. McAllister of Linn, leave of absence was granted Mr. Moore of Linn, until Wednesday.

Journal of Monday, January 14, corrected and approved.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

Concurrent resolution relative to the holding of a joint session of both Houses, on Tuesday, January 15, 1907, at 2 o'clock P. M., for the purpose of canvassing the vote for Governor and Lieutenant Governor.

GEO. A. NEWMAN,
Secretary.

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate concurrent resolution, relative to furnishing members of the Thirty-second General Assembly with Codes and Supplements to the Code.

GEO. A. NEWMAN,
Secretary.

Also:

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

Concurrent resolution relative to the appointment of a joint committee upon additional employes.

GEO. A. NEWMAN,
Secretary.

Also:

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

Concurrent resolution relative to the appointment of a joint committee to draft suitable resolutions commemorating the life and public service of the late Samuel L. Bestow, and the President of the Senate appoints as committee on part of the Senate, Senators McKlveen, Jamison of Clarke, Lambert.

GEO. A. NEWMAN,
Secretary.

Senate concurrent resolution relative to the holding of a joint session for the purpose of canvassing the vote on Governor and Lieutenant Governor was taken up and considered.

Hambleton of Mahaska moved that the House concur in the Senate resolution.

Motion prevailed, and so the House concurs.

Senate concurrent resolution relative to furnishing members with copies of the Code, Supplements to the Code, and Session Laws, was taken up and considered.

Jones of Montgomery moved to amend by the elimination of the Session Laws of the Twenty-ninth General Assembly, from application to the resolution.

Amendment adopted.

Resolution as amended adopted.

The time having arrived for the selection of seats, which had been fixed as a special order for Tuesday morning at 10:30 o'clock, the selection of seats by drawing was taken up.

The drawing resulted in members securing the following numbered seats:

Allred, 20; Anderson, 102; Arney, 70; Baird, 27; Balluff, 75; Bascom, 108; Bauman, 55; Beery, 90; Bergeson, 76; Bixby, 95; Blackmore, 94; Bonwell, 37; Brandes, 98; Calkins, 35; Cassady, 1; Clarke, 47; Clary, 65; Conn, 56; Corrie, 88; Cottrell, 107; Darrah, 81; DeMar, 103; Dewell, 96; Dodds, 101; Doran, 86; Dow, 34; Drury, 43; Dunn, 10; Dye of Decatur, 31; Dye of Pottawattamie, 46; Earle, 17; Elliott, 18; Feay, 79; Feely, 92; Felt, 106; Fenn, 6; Flugum, 100; Fox, 2; Geneva, 57; Greenwood, 32; Grier, 84; Hackler, 91; Hambleton, 8; Hanna, 77; Hanson, 82; Harding, 87; Harvey, 99; Heles, 21; Hickey, 15; Holmes, 93; Hume, 80; Inman, 26; Jewell, 42; Jones, 74; Kelley, 68; Kellogg, 60; Kendall, 45; Koontz, 69; Kull, 67; Lee, 62; Lister, 72; Lowrey, 38; McAllister, 4; McDonald, 73; McElrath, 64; Maben, 78; Mann, 28; Marston, 14; Mason, 5; Mercer, 85; Meredith, 29; Miller of Bremer, 59; Miller of Dubuque, 49; Moore, 50; Morris, 40; Nix, 22; Offill, 24; Paul, 54; Pierce, 11; Price, 9; Reaney, 44; Reitz, 7; Ritter, 71; Schoenenberger, 23; Schroeder, 3; Schulte, 19; Shaffer, 12; Sheldon, 104; Sidey, 51; Smith, 33; Sparks, 61; Springer, 63; Stewart, 53; Stillman, 52; Stoltenberg, 36; Sullivan, 41; Swan, 89; Swift, 25; Teter, 58; Van Houten, 30; Webster, 48; Weeks, 97; Welden, 16; White, 66; Wilson, 83; Wolft, 105; Youde, 39.

Sullivan of Polk presented the following report of the Committee on Inauguration and moved its adoption:

To the President of the Senate and Speaker of the House of Representatives:

The undersigned, your Committee on Inauguration, beg leave to submit the following report:

We recommend that the inauguration of the Governor and Lieutenant Governor be held in the Chamber of the House of Representatives, on Thursday afternoon, January 17th, at 2 o'clock, and submit the following program:

Prayer by Doctor Hodgdon.

Song, by Quartette.

Administration of oath of office to Governor Albert B. Cummins and Lieutenant Governor Warren Garst, by Chief Justice Weaver.

Inaugural address by Governor Albert B. Cummins.

Song, Quartette.

We recommend that the galleries of the House be opened to the public.

PUBLIC RECEPTION.

The Thirty-second General Assembly of the State of Iowa extend a cordial invitation to the people of the State to attend the public reception to be tendered to Governor Albert B. Cummins by the members of the Assembly at the State House on Thursday evening, January 17th, 1907, from 8 o'clock to 11.

JOHN B. SULLIVAN,
FRANK BALLUFF,
L. F. SPRINGER,
B. T. NIX,
W. H. ARNEY,

Committee on part of the House.

C. C. DOWELL,
SHIRLEY GILLILLAND,
JAMES J. CROSSLEY,
JOHN F. WADE,
JOHN L. WILSON,

Committee on part of the Senate.

Report adopted.

Hambleton of Mahaska moved that a Clerk and Page be assigned for the use of the Speaker.

Motion prevailed.

On motion of Marston of Cerro Gordo the House adjourned to 1:50 o'clock p. m.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Darrah of Lucas called up Senate concurrent resolution relative to the Memorial for ex-Lieutenant Governor Samuel L. Bestow and moved that the House concur in the Senate resolution.

Motion prevailed, and so the House concurs.

The Speaker named as such committee, on part of the House: Darrah of Lucas, Koontz of Johnson, Allred of Wayne.

The Chief Clerk made the following assignment of seats in the press gallery:

Tracy Garrett, Register and Leader, 101; George H. Carter, Capital, 103; Robert Matthews, News, 105; J. S. Woodhouse, general, 107; B. D. Stevenson, Marshalltown Times-Republican and Sioux City Journal, 109; E. H. English, Mason City Times-Herald, 111.

The Speaker appointed Ida Berry as temporary Speaker's Clerk.

Dow of Franklin moved that a committee of three be named to notify the Senate that the House was ready to receive it.

Motion prevailed.

The Speaker named as such committee: Dow of Franklin, Inman of Floyd, and Schulte of Clayton.

JOINT CONVENTION.

The members of the Senate appeared and took seats on the west side of the House.

Joint convention called to order, Lieutenant Governor Herriott presiding.

On the roll call the following members responded:

Allen, Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bleakly, Bonwell, Brandes, Bruce, Burgess, Calkins, Cassady, Clarke of Jefferson, Clary, Conn, Corrie, Cottrell, Crossley, Darrah, DeArmand, DeMar, Dewell, DeWolf, Dodds, Doran, Dow, Dowell, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Eckles, Elerick, Elliott, Ericson, Feay, Feely, Felt, Fenn, Flugum, Foley, Fox, Frudden, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hopkins, Hughes, Hume, Inman, Jackson, Jamieson of Page, Jamison of Clarke, Jewell, Jones of Mahaska, Jones of Montgomery, Kelley, Kellogg, Kendall of Clinton, Kendall of Monroe, Kimmel, Kinne, Koontz, Kull, Lambert, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, McElveen, McManus, Maben, Mann, Marston, Mason, Mattes, Maytag, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moon, Morris, Newberry, Nichols, Nix, Offill, Paul,

Peterson, Pierce, Price, Reaney, Reitz, Ritter, Saunders, Schoenberger, Schroeder, Schulte, Seeley, Shaffer, Sheldon, Sidey, Smith of Des Moines, Smith of Wright, Sparks, Springer, Stewart, Stillman, Stirton, Stoltenberg, Stookey, Sullivan, Swan, Swift, Taylor, Teter, Turner, VanHouten, Wade, Warren, Webster, Weeks, Welden, Whipple, White, Whiting, Wilson of Clinton, Wilson of Fayette, Wilson of Tama, Wolfe, Youde, Young—150.

President Herriott announced a quorum of members present.

President Herriott announced as Tellers, on part of the Senate: Senators Crossley of Madison, Turner of Adams, Smith of Des Moines.

Speaker Kendall announced as Tellers, on part of the House: Representatives Bixby of Delaware, White of Story, Clarke of Jefferson.

The Speaker then opened the returns, in presence of the joint convention, and the tellers proceeded to canvass the vote for Governor and Lieutenant Governor, of the State of Iowa, at the election held in November, A. D. 1906.

The Tellers reported as follows:

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, January 15, 1907.

MR. PRESIDENT AND GENTLEMEN OF THE JOINT CONVENTION—Your tellers appointed by the President of the Senate and the Speaker of the House of Representatives, to canvass the vote cast for candidates for Governor and Lieutenant Governor, at the election held on November 6, 1906, beg leave to make the following report of the total vote cast for Governor:

A. B. Cummins received.....	216,995
Claude R. Porter received.....	196,123
John E. Shank received.....	8,728
Lorenzo S. Coffin received.....	9,872
J. R. Norman received.....	347
Andrew Townsend Hisey.....	340
George D. Perkins received.....	1

Total432,406

And of the total vote cast for Lieutenant Governor at the election held on November 6, 1906:

Warren Garst received.....	221,181
John D. Dennison received.....	176,029
Allen K. Gifford received.....	8,470
Kendrick N. Brown received.....	8,483

Stephen H. Harvey received.....	356
J. L. Gray received.....	1
John Gauge received.....	1
B. F. Keltz received.....	6
Samuel Shoop received.....	1
Geo. Herr Renaecke received.....	2
A. G. Ensign received.....	2
Total	<u>410,532</u>

All of which is most respectfully submitted.

JAMES J. CROSSLEY,
 FRED N. SMITH,
 R. J. BIXBY,
 J. FRED CLARKE,
 GEO. C. WHITE,
 DAN TURNER,

Tellers.

Report adopted.

Lieutenant Governor Herriott, President of the joint convention, announced that Albert B. Cummins, having received the highest number of all votes cast for Governor, was declared duly elected to the office of Governor of the State of Iowa for the ensuing term, or until his successor is elected and qualified; and that Warren Garst, having received the highest number of all votes cast for Lieutenant Governor, was duly elected to the office of Lieutenant Governor for the ensuing term, or until his successor is duly elected and qualified.

Lieutenant Governor Herriott, President of the joint convention, then directed the abstract of votes and Certificates of Election to be filed with the Secretary of State.

The following Certificates were signed in the presence of the joint convention:

HALL OF THE HOUSE OF REPRESENTATIVES,
 DES MOINES, January 15th, 1907.

This is to certify that upon a canvass in joint convention of the two Houses of the Thirty-second General Assembly of the State of Iowa of the votes cast at the General Election held November 6, A. D. 1906, it appeared that Albert B. Cummins received the highest number of all votes cast for any candidate 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 duly elected and qualified.

Signed in the presence of the joint convention this 15th day of January, A. D. 1907.

JOHN HERRIOTT,
President of the Senate and President of the Joint Convention.

N. E. KENDALL,
Speaker of the House.

JAMES J. CROSSLEY,
Teller of the Senate.

FRED N. SMITH,
Teller of the Senate.

DAN TURNER,
Teller of the Senate.

GEO. C. WHITE,
Teller of the House.

R. J. BIXBY,
Teller of the House.

J. FRED CLARKE,
Teller of the House.

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, January 15th, 1907.

This is to certify that upon a canvass in joint convention of the two Houses of the Thirty-second General Assembly of the State of Iowa of the votes cast at the General Election held November 6, A. D. 1906, for the office of Lieutenant Governor of the State of Iowa, it appeared that Warren Garst received the highest number of all votes cast for any candidate 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 duly elected and qualified.

Signed in the presence of the joint convention this 15th day of January, A. D. 1907.

JOHN HERRIOTT,
President of the Senate and President of the Joint Convention.

N. E. KENDALL,
Speaker of the House.

JAMES J. CROSSLEY,
Teller of the Senate.

FRED N. SMITH,
Teller of the Senate.

DAN TURNER,
Teller of the Senate.

GEO. C. WHITE,
Teller of the House.

R. J. BIXBY,
Teller of the House.

J. FRED CLARKE,
Teller of the House.

Hambleton of Mahaska moved that a committee of two be appointed to notify the Governor and Lieutenant Governor of the official result of the canvass of the votes.

Motion prevailed.

President Herriott named as such committee: Senator Hughes of Iowa and Representative Hambleton of Mahaska.

On motion of Representative Dow of Franklin the joint convention was dissolved.

The House reconvened.

Speaker Kendall in the chair.

On motion of Dow of Franklin, the House adjourned.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, January 16, A. D., 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. J. A. Wirt of Des Moines.

Journal of Tuesday, January 15, 1907, corrected and approved.

On motion of Weeks of Guthrie the House adjourned until 1:30 o'clock p. m., Thursday, January 17, 1907.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, January 17, 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. W. A. Schwimley of Shenandoah.

White of Story moved that a committee of three be appointed to notify the Senate that the House was ready to receive it.

Motion prevailed.

The Speaker appointed as such committee: White of Story, Maason of Lee, Schoenenberger of Madison.

Hambleton of Mahaska presented the following resolution, and moved that the rule be suspended, and the resolution adopted:

Resolved, That the attention of the Chief Doorkeeper of the House be called to his duties as required in Rule 66 of the Rules of the House, and that reasonable diligence and care be exercised in the enforcement of the rule from now henceforth."

The motion prevailed and the resolution was adopted.

Lowrey of Calhoun presented the following resolution, and moved that the rule be suspended and the resolution be adopted:

Resolved, That the Chief Clerk of this House be empowered to employ a page for his use during the session.

The motion prevailed and the resolution was adopted.

The following report of the Board of Control of State Institutions was presented and ordered printed in the Journal:

To the President of Senate and Speaker of the House of Representatives:

We transmit herewith for the use of the Senate and House of Representatives a copy of the report required of us by Section 2 of Chapter 179 of the Acts of the Thirty-first General Assembly.

J. T. HAMILTON,
JOHN COWNIE,
G. S. ROBINSON,

Board of Control of State Institutions.

To the General Assembly of the State of Iowa:

We submit herewith a report as required by Section 2 of Chapter 179 of the Acts of the Thirty-first General Assembly, showing the amount transferred from a fund created by said act for a purpose not specified, and the unexpended balances in the State Treasury on the 31st day of December, A. D. 1906 to the credit of the State Institutions under our control. The balances, with few exceptions, are held to meet outstanding obligations against them or to accomplish the objects for which they were appropriated.

J. T. HAMILTON,
JOHN COWNIE,
G. S. ROBINSON,

Board of Control of State Institutions.

REPORT.

Amount expended as authorized by Section 2 of Chapter 179, Acts of the Thirty-first General Assembly, for a purpose not specified in the act:

INDUSTRIAL SCHOOLS FOR GIRLS, MITCHELLVILLE.

Fund	Transferred for	Amount
For Enlarging Power Plant.	New Well.	\$712.50

Balances in State Treasury on the 31st day of December, A. D. 1906, subject to the order of the Board of Control:

For inspection of homes for friendless children \$	223.16
For inspection of County and private institutions and homes for friendless children....	1,808.32
For State agents	3,551.23
For quarterly conferences	194.90
For State Sanitarium for the Treatment of Tuberculosis	50,000.00
	\$ 55,777.61

Balances in State Treasury on the 31st day of December, A. D., 1906, to the credit of the institutions herein named:

IOWA STATE PENITENTIARY, ANAMOSA.

Support fund	\$	14,281.82
Books and periodicals fund		1,049.88
Boiler and connections fund		1,000.00
Boiler room fund		1,710.30
Closets and lavatories fund		11,665.00
Cell floors fund		4,289.95
Contingent and repair fund		95.41
Electric light plant fund		5,101.16
Freight on stone fund		480.88
Lectures and entertainments fund		183.26
Lime and cement fund		667.82
Purchase of land fund		1,627.75
Powder and fuse fund		340.54
Power house fund		1,000.00
Salaries of foremen fund		4,356.91
Support of warden fund		291.67
Transportation discharged convicts fund		244.24
Warden's house fund		123.30
Total credit balance	\$	48,509.89

STATE HOSPITAL, CHEROKEE.

Support fund	\$	9,370.94
Books and periodicals fund		254.34
Contingent and repair fund		3,231.65
Cement walks fund		250.00
Equipment of Industrial building fund		300.00
Fencing fund		208.23
Hay shed and sheep shed fund		1,200.00
Horse barn fund		1,500.00
Increase and Imp. water supply fund		7,263.85
Live stock fund		1,120.00
Paving courts fund		731.35
Pictures and mouldings fund		436.48
Poultry house fund		1,000.00
Painting fund		1,000.00
Purchase of land fund		797.05
Repair smoke stack fund		36.11
Sterilizer fund		18.24
Stereopticon fund		2.41
Telephone system fund		100.00
Wagon house fund		400.00
Total credit balance	\$	29,220.65

STATE HOSPITAL, CLARINDA.

Support fund	\$	10,838.16
Boilers and setting fund		3,043.12
Contingent and repair fund		1,595.08

Converting well into cistern fund.....	72.08
New floors fund.....	452.51
Purchase of land fund.....	2,089.00
Painting fund.....	1,781.59
Plumbing fund.....	957.88
Total credit balance.....	\$ 20,829.42

IOWA SCHOOL FOR THE DEAF, COUNCIL BLUFFS.

Support fund.....	\$ 141.76
Boiler house, laundry, etc., fund.....	18,211.23
Coal house fund.....	415.35
Contingent and repair fund.....	195.12
Electric power fund.....	347.98
Laundry machinery fund.....	287.16
Library books, etc., fund.....	363.99
New range fund.....	129.07
Piggery fund.....	1,117.98
Rebuild plant fund.....	9,965.74
Storm entrance dining room fund.....	300.00
Watchman's clock fund.....	300.00
Wrecking old building fund.....	1,413.50
Total credit balances.....	\$ 33,688.88

IOWA SOLDIERS' ORPHANS' HOME, DAVENPORT.

Support fund.....	\$ 8,743.45
Books and periodicals fund.....	302.00
Changing laundry building fund.....	229.28
Contingent and repair fund.....	1,244.94
Changing old kitchen fund.....	300.00
Disposal of sewage fund.....	2,152.13
Filling Duck Creek fund.....	24.75
Finishing cottage for girls fund.....	1,200.00
Flooring and ceiling engine room fund.....	224.65
Hog house fund.....	1,200.00
Laundry and equipment fund.....	508.37
New engine and generator fund.....	801.09
Painting fund.....	1,000.00
Portico roof repairs fund.....	1,000.00
Porches fund.....	700.00
Porch cement floors fund.....	500.00
Storm entrance dining room fund.....	300.00
Walks fund.....	10.46
Total credit balances.....	\$ 20,441.12

INDUSTRIAL SCHOOL FOR BOYS, ELDORA.

Support fund.....	\$ 3,504.57
Agricultural implements fund.....	179.13
Books and periodicals fund.....	265.72
Blacksmith and machine shop fund.....	7,277.42

Contingent and repair fund.....	200.65
Cows and horses fund.....	105.00
Dental fund.....	679.00
Drain tile fund.....	343.57
Furnishing old school buildings fund.....	211.36
Fencing fund.....	249.24
Furniture and furnishings fund.....	23.95
Implement house fund.....	1.44
Lectures, entertainments, etc., fund.....	95.25
Total credit balances.....	\$ 13,136.30

STATE PENITENTIARY, FT. MADISON.

Support fund.....	\$ 4,023.77
Books and periodicals fund.....	1,301.40
Changing and improving buildings fund.....	2,428.96
Commencing new cell house fund.....	10,000.00
Contingent and repair fund.....	1,179.07
Extension smoke stack fund.....	200.00
Furnishing furnace, warden's house fund....	350.00
Hospital library, etc., fund.....	1,709.84
Locks for cells fund.....	1,200.00
Lectures, concerts, etc., fund.....	753.03
Prison wall fund.....	3,619.04
Support of warden fund.....	250.00
Transportation discharged convicts fund.....	348.09
Ventilating cell house fund.....	799.62
Warden's house fund.....	66.55
Total credit balances.....	\$ 28,229.37

INSTITUTE FOR FEEBLE MINDED CHILDREN, GLENWOOD.

Support fund.....	\$ 5,415.55
Beds and bedding fund.....	2.50
Custodial building for boys fund.....	47,437.21
Contingent and repair fund.....	1,676.02
Farm fences fund.....	6.06
Farm implements fund.....	34.49
Improvements of grounds fund.....	500.00
Improve water supply fund.....	19,080.98
Laundry machinery fund.....	3,254.85
New engines, etc., fund.....	705.24
New kitchen floor fund.....	238.64
Purchase of land fund.....	183.90
Pipe covering fund.....	2,100.00
Repair boiler house fund.....	35.67
Total credit balances.....	\$ 80,671.11

STATE HOSPITAL FOR INSANE, INDEPENDENCE.

Support fund.....	\$ 11,154.48
Boiler, etc., fund.....	4,434.48

Carpets and rugs fund.....	1,491.13
Contingent and repair fund.....	1,335.01
Changing elevator fund.....	1,500.00
Draining land fund.....	16.99
Electric motor fund.....	1,500.00
Fencing land fund.....	367.42
Flooring fund.....	1,857.70
Laundry and dry room fund.....	361.75
Rebuild north wing green house fund.....	1,000.00
Woodworking machinery fund.....	954.25
Total credit balances.....	\$ 25,973.21

STATE HOSPITAL FOR INEBRATES, KNOXVILLE.

Support fund.....	\$ 8,780.67
Additional equipment fund.....	2,958.78
Build and equip hospital fund.....	6.26
Contingent and repair fund.....	2,441.69
Engine and generator fund.....	535.77
Fencing fund.....	237.20
Fire protection fund.....	58.33
Granary, cow barn and hog house fund.....	1,845.22
Sewage disposal plant fund.....	554.35
Seating chapel fund.....	500.00
Shop building and machinery fund.....	5,000.00
Telephone system fund.....	350.00
Tile drainage fund.....	443.00
Walks and improving grounds fund.....	500.00
Water supply fund.....	3,784.46
Total credit balances.....	\$ 27,995.78

IOWA SOLDIERS' HOME, MARSHALLTOWN.

Support fund.....	\$ 6,802.77
Addition women's dormitory fund.....	4,498.54
Addition hospital fund.....	12,623.71
Addition women's hall fund.....	435.61
Bake oven fund.....	830.86
Boilers and connections fund.....	3,060.35
Cement floors, etc., fund.....	1,958.51
Green house fund.....	142.91
Improved water supply fund.....	71.95
New mangle fund.....	1,800.00
Operating room fund.....	38.45
Total credit balances.....	\$ 32,263.66

INDUSTRIAL SCHOOL FOR GIRLS, MITCHELLVILLE.

Support fund.....	\$ 1,964.47
Chaplain fund.....	224.50
Complete new cottage fund.....	17.95

Contingent and repair fund.....	231.01
Draining and grading fund.....	14.87
Dental fund.....	216.00
Enlarging power plant fund.....	4,087.87
Hose and hose trucks fund.....	150.00
Horses and cows fund.....	368.00
Hose house fund.....	190.00
Ice houses and cold storage fund.....	70.51
Library, books and periodicals fund.....	304.73
New boiler fund.....	1,062.50
Sewage plant fund.....	195.85
Stand pipes, etc., fund.....	600.00
Total credit balances.....	\$ 9,698.26

STATE HOSPITAL FOR INSANE, MT. PLEASANT.

Support fund.....	\$ 16,675.12
Beds and bedding fund.....	1,501.59
Books and periodicals fund.....	115.98
Carpets and rugs fund.....	3,000.00
Cows fund.....	1,400.00
Contingent and repair fund.....	3,177.12
Draining and fencing fund.....	82.97
Drain tile fund.....	760.85
Extending sewer fund.....	355.93
Fences fund.....	371.01
Horses and farm implements fund.....	1,415.70
Installing spray baths fund.....	382.00
Improvement of grounds fund.....	67.53
Kitchen equipments fund.....	602.63
Laundry machinery fund.....	899.15
Lavatories and closets fund.....	1,781.70
Moving and enlarging horse barn fund.....	67.29
New roof power house fund.....	543.99
New cisterns fund.....	810.21
New floors fund.....	1,609.57
Operating room fund.....	1,000.00
Purchase of land fund.....	6,144.10
Painting fund.....	317.43
Repairs to coal house, etc., fund.....	3,000.00
Sewage disposal plant fund.....	5,198.39
Total credit balances.....	\$ 51,280.26

IOWA COLLEGE FOR THE BLIND, VINTON.

Support fund.....	\$ 5,991.70
Contingent and repair fund.....	1,498.89
Fire escapes fund.....	393.97
Hospital building fund.....	5.25

New boilers, etc., fund.....	6,756.76
New coal house fund.....	2,500.00
Oculist fund.....	100.00
Total credit balances.....	\$ 17,246.37

SUMMARY.

	Support.	Special.
Anamosa	\$ 14,281.82	\$ 34,228.07
Cherokee	9,370.94	19,849.71
Clarinda	10,838.16	9,991.26
Council Bluffs.....	141.76	33,547.12
Davenport	8,743.45	11,697.67
Eldora	3,504.57	9,631.73
Ft. Madison.....	4,023.77	24,205.60
Glenwood	5,415.55	75,255.56
Independence	11,154.48	14,818.73
Knoxville	8,780.67	19,215.06
Marshalltown	6,802.77	25,460.89
Mitchellville	1,964.47	7,733.79
Mt. Pleasant.....	16,675.12	34,605.14
Vinton	5,991.70	11,254.67
Total support	\$ 107,689.23	
Total special		\$ 331,495.00
		\$ 107,689.23
Grand total		\$ 439,184.23
For inspection of homes for friendless children. \$		223.16
For inspection of county and private institutions and homes for friendless children.....		1,808.32
For State agents.....		3,551.23
For quarterly conferences.....		194.90
For State Sanitarium for Treatment of Tuberculosis		50,000.00
		\$ 55,777.61
		\$ 439,184.23
Grand total.....		\$ 494,961.84

The following report of the Iowa State College of Agriculture and Mechanic Arts, was filed and ordered printed in the Journal:

REPORT OF SECRETARY OF THE IOWA STATE COLLEGE OF AGRICULTURE AND MECHANIC ARTS.

To the General Assembly of the State of Iowa:

GENTLEMEN—In accordance with Chapter 104 of the Laws of the Thirty-first General Assembly, I herewith submit the following report showing:

First. The funds available for all purposes during the fiscal year ending June 30th, 1906, including the cash balances on hand at the beginning of the year.

Second. How much monies were expended.

Third. The unexpended balances at the close of the year to the credit of the several funds.

Fourth. The number of instructors and students enrolled in each course during the year.

I. AVAILABLE FUNDS, 1905-6.

Balances in College Treasury—

College support, including student funds.....	\$	7,370.41	
Agricultural Experiment Station.....		4,426.03	
State appropriations.....		889.84	
Special funds.....		88.00	\$ 12,774.28

Transferred from Steward's Division.....			42.12
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Balances in State Treasury—

Building tax.....	\$	29,110.27	
Appropriation for completing and furnishing			
Central Building.....		40,784.81	
Dairy Building and fixtures.....		5,073.34	
Central Heating Plant appropriation.....		27,173.58	
Pure Bred Stock appropriation.....		.44	\$102,142.44

Total balances			\$114,958.84
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The following funds became available during the fiscal year:

Educational Support Funds—

From National Government.....	\$	59,170.40	
From State appropriations.....		129,478.32	
From student fees, including room rent.....		33,634.13	
Special funds		1,237.20	\$223,520.05

Agricultural Experiment Station—

From National Government.....	\$	20,000.00	
From State appropriations.....		27,083.33	\$ 47,083.33

Engineering Experiment Station—

From State appropriations.....			\$ 3,753.33
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Highway Commission—

From State appropriations.....			\$ 4,583.33
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Building and Land Funds—

Building tax	\$127,161.07		
Annual repair and improvement fund.....	23,000.00		
Appropriation for completing and furnishing			
Central Building (second half).....	47,500.00		
Central Heating Plant appropriation (second half)	27,250.00		
Dairy Farm equipment.....	29,500.00		
Purchase of additional land (first half).....	5,500.00	\$259,911.07	

Total funds from all sources for all purposes available during the fiscal year..			\$653,814.95
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II. EXPENDITURES, 1905-6.

Educational Support Fund—

Salaries, including administrative officers.....	\$112,818.96	
Department expenses and equipment.....	38,699.46	
Administrative and general expenses.....	12,538.53	
Maintenance of buildings and grounds, including heat, light and janitor service for buildings and care of campus.....	38,503.19	
Special student funds, expended in keeping student records, repairing and furnishing student college dormitories and tuning pianos.....	2,958.85	
Special trust funds, dispersed according to terms of trust	1,625.00	\$207,143.99

Agricultural Experiment Station—

Salaries of Station staff and assistants.....	\$ 22,527.47	
Current expenses and equipment.....	18,787.27	\$ 41,314.74

Engineering Experiment Station—

Salaries	\$ 950.00	
Current expenses and equipment.....	2,394.55	\$ 3,344.55

Highway Commission—

Salaries	\$ 1,519.91	
Current expenses and equipment.....	2,610.21	\$ 4,130.12

Building and Land Funds—

New Central Building.....	\$162,318.96	
Dairy Building and equipment.....	15,855.66	
Dairy Farm and equipment.....	24,800.31	
Horticultural Cottage	5,018.68	
Hall of Agriculture.....	33.64	
Central Heating Plant.....	20,641.11	
Purchase of additional land.....	5,500.00	
Repairs and improvements.....	22,676.81	\$256,845.17

Total expenditures for all purposes..... \$512,778.57

SUMMARY.

Funds available	\$653,814.95
Expenditures	512,778.57

The law requires that Hospital Fees and Sales of Departments shall be listed separately. The following shows the receipts and expenditures for these accounts for the year:

RECEIPTS.

Receipts from sales.....	\$ 38,312.13	
Hospital fees	3,535.50	\$ 41,847.63

EXPENDITURES.

Proceeds of sales reinvested by departments.....	\$ 38,312.13	
Expenses of Hospital.....	3,172.70	\$ 41,484.38

The proceeds of sales are reinvested by the departments, thus constituting a revolving fund which represents, as it comes and goes, simply a change in the form of department assets.

The Hospital Fee does not go to the support of any educational department. It simply insures to the student, without expense, the privileges of the Hospital in case of sickness.

III. BALANCES AT CLOSE OF FISCAL YEAR, JUNE 30, 1906.

In the hands of the College Treasurer—

College support, including student funds.....	\$ 23,788.59	
Agricultural Experiment Station.....	10,194.62	
Engineer Experiment Station.....	1,288.14	
Highway Commission.....	460.34	
Special building tax.....	.56	
Repairs and improvements.....	323.19	
Central Heating Plant.....	20	
Railroad damages, trust fund.....	88.00	\$ 36,143.64

In State Treasury—

Building tax	\$ 38,039.55	
Completing and furnishing Central Building....	28,371.79	
Dairy Farm and equipment.....	4,699.69	
Central Heating Plant appropriation.....	33,782.27	
Pure Bred Stock appropriation.....	.44	\$104,892.74

Total balances \$141,036.38

It is the policy of the college not to draw funds from the State Treasury until needed. Only a small working balance is carried by the College Treasurer. In order, however, to avoid any legal question regarding the reversion of funds, support fund balances were drawn at the close of the year, thus making the balance in the College Treasurer's hands temporarily large.

IV. NUMBER OF INSTRUCTORS AND STUDENTS.

Professors, assistant professors and administrative officers....	63
Instructors and assistants	65
Total	128

STUDENT ENROLLMENT, 1905-6.

Division of Agriculture—

Animal Husbandry	212
Agronomy	64
Horticulture	23

Dairy	25	
Science and Agriculture	4	
Agriculture	21	
Total		349
Division of Veterinary Science—		
Veterinary Science		56
Division of Engineering—		
Mechanical Engineering	129	
Civil Engineering	268	
Electrical Engineering	241	
Mining Engineering	46	
Engineering	31	
Total		715
Division of Science—		
Science	96	
General and Domestic Science.....	76	
Domestic Science	40	
Total		212
Miscellaneous—		
Music		31
Grand total		1363

SHORT COURSE ENROLLMENT.

Winter Courses	737	
Good Roads	39	
Total		776
Total student enrollment		1363
Total Short Course Enrollment.....		776
Grand total		2139

Respectfully submitted.

E. W. STANTON,
Secretary Board of Trustees.

The following report of the Iowa State Normal School was presented and ordered printed in the Journal:

IOWA STATE NORMAL SCHOOL SPECIAL FINANCIAL REPORT, GIVING A SUMMARIZED STATEMENT FOR THE FISCAL YEAR JULY 1, 1905, TO JUNE 30, 1906, AND THE ESTIMATED INCOME AND EXPENSES FOR THE BIENNIAL PERIOD JULY 1, 1907, TO JUNE 30, 1909.

To the Members of the Thirty-second General Assembly of the State of Iowa:

GENTLEMEN—The officers of the State Normal School have already filed the following reports concerning the fiscal affairs of this Educational Institution. They are as follows: (1) Report to the Governor (Code 1897,

Sec. 2680 and (2) Report to the Executive Council (Chapter 6, Acts of the Twenty-eighth General Assembly). It is necessary to refer to these for additional details should they be desired. This report is a special one and is in conformity to Chapter 104, Laws of the thirtieth General Assembly. It contains (1) Summaries of the several funds for the fiscal year and (2) an estimate of the income and expenses that may be anticipated for the biennial period 1907-1909. The endeavor is hereby made to fully comply with the requirements of the law and also to give such additional information as will aid the members of the General Assembly in properly and economically providing for the support and development of this Special Educational Institution.

SUMMARIES OF THE SEVERAL FUNDS FOR THE FISCAL YEAR JULY 1, 1905, TO JUNE 30, 1906.

I. *Millage Fund.* (1-10 Mill Tax.)

On hand July 1, 1905.....	\$	373.81	
State warrants—1905-1906		45,000.00	
Freight refunded		15.90	
Expended in 1905-1906.....	\$	45,365.68	
Balance on hand, June 30, 1906.....		24.03	
	\$	45,389.71	\$ 45,389.71

II. *Teachers' Fund.*

State warrants, 1905-1906.....	\$	72,500.00	
Pro rata on State warrants, up to June 30, '05...		4,166.66	
Pro rata on State warrants, since June 30 '05....		2,645.83	
From student fees		6,000.00	
Expended, 1905-1906	\$	79,450.00	
Balance on hand, June 30, 1906.....		5,862.49	
	\$	85,312.49	\$ 85,312.49

III. *Contingent Fund.*

On hand July 1, 1905	\$	2,233.85	
State warrants, 1905-1906.....		34,000.00	
Pro rata on State warrants, up to June 30, '05...		3,125.00	
Pro rata on State warrants, since June 30, '05...		1,041.67	
Sale of material.....		813.34	
Tuition, Ind. District of Cedar Falls—1904-1905.		1,955.07	
Tuition, Ind. District of Cedar Falls—1905-1906.		1,916.75	
Tuition, District No. 5.....		333.87	
From student fees		6,800.00	
Expended, 1905-1906	\$	45,202.98	
Balance on hand, June 30, 1906.....		7,016.57	
	\$	52,219.55	\$ 52,219.55

IV. *Summer Term Fund.*

State warrant, 1905-1906.....	\$	7,000.00	
Pro rata on State warrant, since June 30, 1905...		216.55	
From student fees		5,680.00	
Paid for instruction, 1905.....	\$	12,680.00	
Balance on hand, June 30, 1906.....		216.65	
	\$	12,896.65	\$ 12,896.65

V. *Library Fund.*

On hand, July 1, 1905.....	\$	528.64
State warrants, 1905-1906.....		2,500.00
From fines, lost books.....		102.75
Expended for books, periodicals and binding...\$	2,017.24	
Balance on hand, June 30, 1906.....	1,114.15	
	\$	3,131.39
	\$	3,131.39

VI. *Library Salary Fund.*

On hand, July 1, 1905.....	\$	26.87
State warrants, 1905-1906.....		2,500.00
Salaries of Librarians, 1905-1906.....\$	2,265.94	
Balance on hand, June 30, 1906.....	260.93	
	\$	2,526.87
	\$	2,526.87

VII. *Commencement Contingent Fund.*

On hand, July 1, 1905.....	\$	285.52
From diploma fees, 1905-1906.....		300.00
Commencement expenses, June, 1906.....\$	463.55	
Balance on hand, June 30, 1906.....	121.97	
	\$	585.52
	\$	585.52

VIII. *Special Funds of All Kinds.*1. *Additional Boiler Fund.*

On hand July 1, 1905.....	\$	15.13
Expended 1905-1906	\$	15.13
	\$	15.13
	\$	15.13

2. *Grading Paving and Walks Fund, No. 1—*

On hand July 1, 1905.....	\$	251.48
State warrants, 1905-1906.....		750.00
Expended, 1905-1906	\$	1,001.48
Account balanced	\$	1,001.48
	\$	1,001.48

3. *Paving and Walks and Improvement Fund, No. 2—*

State warrants, 1905-1906.....	\$	750.00
Expended, 1905-1906	\$	251.01
Balance on hand, June 30, 1906.....	498.99	
	\$	750.00
	\$	750.00

IX. *Statement of Student Fees, Collected during the period—1905-1906—
with disposal made of the same.*

Balance on hand July 1, 1905.....	\$	10,137.66
Fees received 1905-1906.....		22,076.95
Paid to Teachers' Fund	\$	6,000.00
Paid to Contingent Fund.....	6,800.00	
Paid to Summer Term Fund.....	5,680.00	
Paid for Lecture Course and expenses of the Summer Term, 1905.....	464.58	
Balance on hand, June 30, 1906.....	13,270.03	
	\$	32,214.61
	\$	32,214.61

STATISTICAL INFORMATION REQUIRED.

	1905-1906
Number of students in Teachers Course.....	2346
Number of pupils in Training Schools.....	390
Total	2736

FACULTY OF INSTRUCTION.

Regular School Year.	1905-1906.	1906-1907.
Number of Professors.....	34	35
Number of Assistant Professors.....	9	9
Number of Instructors.....	14	15
Number of Assistants.....	14	17
Totals	71	76

NOTE.—Unexpected changes and part of day service have given partial salaries as follows:

	Instructors.	Assistants.
1905-1906	2	7

FACULTY OF INSTRUCTION—SUMMER TERM.

	1905.	1906.
Professors	30	34
Assistant Professors	5	5
Instructors	9	10
Assistants	8	11
Total	52	60

Students enrolled Summer Terms, already reported among Students Annually Enrolled.

	1905.	1906.
Teacher Students	1203	1266

AN ESTIMATE OF THE INCOME AND THE EXPENSES OF THE ICWA STATE NORMAL SCHOOL.

BIENNIAL PERIOD, JULY 1, 1907 TO JUNE 30, 1909.

Financial Statement Condensed:—showing present support, necessary expenditures, present demands and actual needs of the biennial period July 1, 1907, to June 30, 1909.

I. Teachers' Fund.	<i>Expense.</i>	<i>Income.</i>
1. Permanent fund now granted annually.....		\$ 77,500.00
2. Salaries of teachers, 1906-1907.....	\$ 80,000.00	
3. Necessary readjustments of salaries of next biennial period	2,500.00	

4. Necessary new teachers.....	4,000.00	
5. Shortage to be supplied from students fees...		9,000.00
		<hr/>
	\$ 86,500.00	\$ 86,500.00

NOTE.—The readjustments of salaries contemplated by Item 3 reaches twenty-one teachers who are deserving of a small addition being made to their respective salaries since it has been the policy for two decades to start with a minimum and make advances from year to year as merit and strength of service are established. By this means a maximum is probably obtainable after five years of service. At the same time this maximum is kept within the amount able to be generally earned for equivalent successful service in other places as compared with the quantity of service demanded at the Normal School. If present conditions continue in the financial world it will be entirely impossible for the Normal School to maintain a reputable faculty of instructors on the maximum salaries now paid.

II. <i>Contingent Fund.</i>	<i>Expense.</i>	<i>Income.</i>
1. Permanent fund, now granted annually.....		\$ 34,000.00
2. Estimated receipts from contracts with school districts and from sales of material.....		5,000.00
3. Salaries of employes, 1906-1907.....	\$ 16,418.00	
4. Necessary increase to salaries of present employes	380.00	
5. Necessary new employes.....	1,570.00	
6. Fuel estimated	8,000.00	
7. Departments supplies estimated.....	7,000.00	
8. Office expenses—postage, printing, telegraph, telephone, estimated	1,000.00	
9. Quarterly Bulletin estimated.....	3,000.00	
10. Water, estimated	900.00	
11. Superintendent's department, express freight sundries, estimated	4,000.00	
12. Electric light, estimated	400.00	
13. Shortage to be supplied from students' fees..		3,668.00
	<hr/>	<hr/>
	\$42,668.00	\$ 42,668.00

NOTE.—The opening of the New Laboratory and the Music Hall necessitates additions to the force of janitors. It is also economy to have an employe who is an experienced workman, capable of doing work as a plumber, steam fitter, tinner, etc., as called for in item 4 of this estimate.

III. <i>Summer Term Fund.</i>	<i>Expense.</i>	<i>Income.</i>
1. Permanent fund now granted annually.....		\$ 8,000.00
2. Salaries of teachers paid, summer of 1906...\$	14,177.00	
3. Lectures and other expenses estimated.....	500.00	
4. Shortage to be paid from student fees.....		6,677.00
	<hr/>	<hr/>
	\$ 14,677.00	\$ 14,677.00

<i>IV. Library Fund.</i>	<i>Expense.</i>	<i>Income.</i>
1. Annual appropriation requested of the General Assembly		\$ 5,000.00
2. Annual necessary expenditure for new books periodicals, binding, to meet the demands of the work	\$ 5,000.00	
	\$ 5,000.00	\$ 5,000.00

NOTE.—This is a very moderate expenditure to be annually made for the support and development of the library.

<i>V. Librarian Salary Fund.</i>	<i>Expense.</i>	<i>Income.</i>
1. Annual Appropriation requested of the General Assembly		\$ 5,000.00
2. Amount paid for library service, 1906-1907..	\$ 3,200.00	
3. Amount needed to secure additional service needed	1,800.00	
	\$ 5,000.00	\$ 5,000.00

4. NOTE.—The management of the library needs to be much strengthened and the opportunities to use the same should be much extended. The estimate here made is based upon the most rigid economy, provided good service and capability is the standard.

<i>VI. Paving and Permanent Walk Fund.</i>	<i>Expense.</i>	<i>Income.</i>
1. Appropriation requested to continue the permanent improvement being made as the plant is being completed for two years....		\$ 5,000.00
2. Amount needed to accomplish the work as planned on the most moderate basis of good material and good work.....	\$ 5,000.00	
	\$ 5,000.00	\$ 5,000.00

NOTE.—For the protection of the present property, including the floor and interior of the building as well as for the maintaining of a clean and sanitary condition insuring the health of the students, it is necessary to permanently pave certain drives and also complete the walks and curbing as now planned. Part of this work has been done and this appropriation is asked to continue as the new buildings of the plant are completed during the biennial period.

SUGGESTIONS AND RECOMMENDATIONS.

1. It is to be noted that the Board of Trustees has decided to endeavor to pass a biennial period without asking for additional teachers' fund or contingent fund. It will take the most rigid economy to do this, but such a course seems possible if prudent management encounters no unexpected emergencies. This makes imperative the granting of the full special appropriations asked, as without them the work of the Normal School will be severely crippled in its efficiency. This policy of endeavoring to get along with the present income does not mean that the Board of Trustees

could not profitably put into the work a larger income should it be possessed; but it does mean to say that the Board of Trustees thinks that a school should be managed as carefully and as prudently as a business concern would be managed, and with this purpose in view this policy has been adopted. It remains to be said that the patronage of the school is assumed as promising to be about 2,500 students a year and on such basis and from experience of the past five years this conclusion was reached.

2. The efficiency and the capability of the Faculty of Instruction is of the greatest importance in a successful Normal School. All its teachers must possess (1) expert ability as instructors, (2) accurate and sensible scholarship of a kind that means fitness for giving practical instruction, and (3) special qualifications in personality and scholarship that make them masters of the branches to which they are assigned. Other schools need not be as careful as a normal school because their students do not necessarily become servants and teachers of the public. The representatives of the Normal School go at once to the people's schools and should be most thoroughly and efficiently instructed. To meet these standards has been the constant effort of the Board of Trustees in selecting the members of the Faculty of Instruction.

3. The Commencement Contingent Fund is obtained from diploma fees, receipts from dramatic programs at commencement and is disbursed in payment for diplomas granted to graduates and for the entertainment of the members of the graduating classes and their friends at the annual commencement dinner given by the alumni. This avoids the necessity to make any appropriation for such functions and expenses from the regular funds of the School.

It will give the Board of Trustees pleasure to have an opportunity to give any additional information that may be wanted by any committee or any member of the General Assembly.

Respectfully submitted.

HOMER H. SEERLEY,

President.

CEDAR FALLS, IOWA.

January 14, 1907.

The following report of the State University of Iowa was filed and ordered printed in the Journal:

STATE UNIVERSITY OF IOWA.

IOWA CITY.

OFFICE OF THE SECRETARY OF THE BOARD OF REGENTS.
January 10, 1907.

To the Members of the Thirty-second General Assembly of the State of Iowa:

I submit herewith my special report for the year commenced July 1, 1905, and ended June 30, 1906, in accordance with the provisions of Chapter 104, Acts of the Thirtieth General Assembly.

Very respectfully,

W. J. MCCHESENEY,

Secretary of the Board of Regents.

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Registrar's Report.

Table I.—Instructors in entire University.

Table II.—Instructors in summer session of University.

Table III.—Students registered in each College of the University.

Table IV.—Students registered in each department of each College
of the University.

THE BOARD OF REGENTS.

Members Ex-Officio.

His Excellency, Albert B. Cummins, Governor of Iowa.

John F. Riggs, Superintendent of Public Instruction.

Terms Expire 1908.

Fourth District—Alonzo Abernethy, Osage.

Eleventh District—Parker K. Holbrook, Onawa.

Tenth District—Joheph H. Allen, Pocahontas.

Third District—Charles E. Pickett, Waterloo.

Terms Expire 1910.

Ninth District—V. L. Treynor, Council Bluffs.

Eighth District—J. W. Lauder, Afton.

Fifth District—Thomas B. Hanley, Tipton.

Terms Expire 1912.

Sixth District—William D. Tisdale, Ottumwa.

First District—W. I. Babb, Mt. Pleasant.

Second District—Joe R. Lane, Davenport.

Officers of the Board.

William J. McChesney, Iowa City, Secretary.
 Lovell Swisher, Iowa City, Treasurer.

Parker K. Holbrook, Alonzo Abernethy, Joe R. Lane,	}	Executive Committee.
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George E. MacLean, President of the University.

THE STATE UNIVERSITY OF IOWA.

IOWA CITY.

Statement of Receipts and Disbursements for the year commenced July 1, 1905, and ended June 30, 1906:

RECEIPTS.

Funds for the Erection of Buildings, Etc.—	
(See page 6).....	\$ 204,962.34
Income Fund—	
(See page 7).....	266,439.92
Special Funds—	
(See page 8).....	47,466.68
Total receipts.....	\$ 518,868.94

The A. Whitney Carr Free Scholarship Interest Fund, the F. O. Lowden Oratory Prize Interest Fund, and the W. J. Bryan Prize Interest Fund, are not shown in this statement, as these funds are held in trust by the University, the income going to pay scholarships, prizes, etc., and in no way affecting the University's income.

The Hospital Funds are not included in the above statement. For accounts of these funds, see pages 9 and 17.

DISBURSEMENTS.

Funds for the Erection of Buildings, Etc.—	
Building Tax (See page 10).....	\$ 123,781.68
Engineering building fund (See page 11).....	\$66,322.74
Less amount transferred from building tax fund, and included in building tax expenditures above.....	\$19,531.94
	\$ 46,790.80
Heating tunnel and extension fund (See page 11).....	5,090.32
Repair and contingent fund (See page 12).....	7,495.58
Equipment and supplies fund (See page 13).....	10,736.05

Equipment fund, new medical build- ings (See page 13) \$ 2,721.50	
Less amount transferred from build- ing tax fund, and included in building tax expenditures above \$ 1,500.00	1,221.50
	<hr/>
	\$ 195,115.93
Income fund (See pages 14 and 15)	263,256.86

Special Funds—

Library fund (See page 15) \$	10,346.11	
Special Funds—		
Library fund \$	40.29	
Special land fund	802.31	
Donated land fund	1,982.91	
Paving and sidewalks fund	2,987.40	
Dam and water power fund	1,558.57	
	<hr/>	
Total Balances		\$ 20,400.95

The University has no balances in departments to report, since any unexpended balances in departmental appropriations revert to income fund at the close of each fiscal year.

Total receipts, as shown		\$ 518,868.94
Total disbursements \$	498,467.99	
Balances	20,400.95	
	<hr/>	
	\$ 518,868.94	\$ 518,868.94
Special land fund (See page 15)	20,170.11	
Paving and sidewalks fund (See page 16)	1,137.55	
Dam and water power fund (See page 16)	8,441.43	
	<hr/>	
		40,095.20
Total disbursements		\$ 498,467.99

BALANCE IN FUNDS IN UNIVERSITY TREASURY, JUNE 30, 1906.

Funds for the Erection of Buildings, Etc.—

Building tax fund \$	8,620.68
Engineering building fund	166.80
Heating tunnel and extension fund	28.95
Repair and contingent fund	4.42
Equipment and supplies fund	50.65
Equipment fund, new medical build- ings	974.91
Income fund (excluding hospital sur- pluses for the year)	3,183.06

Amount of moneys available from all sources, during the year commenced July 1, 1905, and ended June 30, 1906, for the erection, equipment, improvement, and repair of buildings at the University:

1-5 Mill Building Tax Fund (Twenty-ninth General Assembly, Chapter 171, Section 2.)

Balance in building tax fund proper,		
July 1, 1905.....	\$	145.74
Balance carried under head of "Natural Science Building Fund"....		1,422.43
Balance carried under head of "New Medical Buildings Fund".....		809.19
Received—State warrants.....		130,000.00
Received—old material sold.....		25.00
		<hr/>
	\$	132,402.36

Engineering Building Fund (Thirtieth General Assembly, Chapter 156, Section 2.)

Balance on hand, July 1, 1905.....	\$	9,457.60
Received—State warrants.....		37,500.00
		<hr/>
	\$	46,957.60

Heating Tunnel and Extension Fund (Thirtieth General Assembly, Chapter 156, Section 2.)

Balance on hand, July 1, 1905.....	\$	119.27
Received—State warrants.....		5,000.00
		<hr/>
	\$	5,119.27

Repair and Contingent Fund (Thirtieth General Assembly, Chapter 156, Section 2.)

Received—State warrants.....	\$	7,500.00
		<hr/>
	\$	7,500.00

Equipment and Supplies Fund (Thirtieth General Assembly, Chapter 156, Section 2.)

Balance on hand, July 1, 1905.....	\$	786.70
Received—State warrants.....		10,000.00
		<hr/>
	\$	10,786.70

Equipment Fund, New Medical Buildings (Twenty-ninth General Assembly, Chapter 183, Section 2.)

Balance on hand, July 1, 1905.....	\$	2,196.41
		<hr/>
	\$	2,196.41

Total\$ 204,962.34

Receipts from all sources, during the year commenced July 1, 1905, and ended June 30, 1906, going to make up the "Income Fund" of the University, except hospital receipts:

State Appropriations for Support—

Code, 1897, Section 2643.....\$	65,500.00
Twenty-seventh General Assembly, Chapter 142, Section 1.....	10,000.00
Twenty-eighth General Assembly, Chapter 152, Section 2.....	50,000.00
Twenty-ninth General Assembly, Chapter 183, Section 2.....	39,375.00
Thirtieth General Assembly, Chap- ter 156, Section 2.....	25,000.00

\$ 189,875.00

Tuition—

College of Liberal Arts.....\$	12,968.25
College of Law.....	9,699.00
College of Medicine.....	12,716.75
College of Homeopathic Medicine...	2,374.50
College of Dentistry.....	9,256.50
College of Pharmacy.....	2,602.25
Graduate College.....	163.50
College of Applied Science.....	2,401.50
Summer Session and Library School.	1,081.00
Special examination fees.....	105.00

\$ 53,368 25

Diploma fees.....	\$ 3,145.00
Ophthalmology and Othology receipts	489.87
Dental Clinic receipts.....	4,609.62
Law Loan Book Account receipts...	333.50
Interest on daily bank balances.....	1,195.92
Miscellaneous cash—rents, material sold, laboratory breakage, depos- its, net, locker rentals, etc.....	1,043.06
Interest on permanent land endow- ment fund.....	11,852.43
Rent on permanent land endowment.	376.99
Transferred from repair and contin- gent fund, to correct error of pre- vious year.....	150.28
Total.....	\$ 266,439.92

Amount of moneys available for special purposes, not connected with "erection, equipment, improvement, and repair of buildings," or going to make up the "Income Fund" of the University, during the year commenced July 1, 1905, and ended June 30, 1906:

Library Fund (Thirtieth General Assembly, Chapter 156, Section 2.)

Balance to the credit of this fund,
previously carried, in error, as
part of income fund, transferred
July 1, 1905, to the separate ac-

count of the special library fund..\$	386.40	
Received—State warrants.....	10,000.00	
		\$ 10,386.40
Special Land Fund (Thirtieth General Assembly, Chapter 156, Section 2, and Thirty-first General Assembly, Chapter 182, Section 2.)		
Balance on hand, July 1, 1905.....\$	1,064.42	
State warrants—Thirtieth General Assembly	12,500.00	
State warrants—Thirty-first General Assembly	6,000.00	
Received—rents and materials sold.....	1,408.00	
		\$ 20,972.42
Donated Land Fund—		
Balance on hand, July 1, 1905.....\$	1,651.12	
Rents on land and interest on loans	331.79	
		\$ 1,982.91
Paving and Sidewalks Fund (Thirtieth General Assembly, Chapter 156, Section 2.)		
Balance on hand, July 1, 1905.....\$	124.95	
Received—State warrants.....	4,000.00	
		\$ 4,124.95
Dam and Water Power Fund (Thirtieth General Assembly, Chapter 156, Section 2.)		
Received—State warrants.....\$	10,000.00	
		\$ 10,000.00
Total		\$ 47,466.68

The A. Whitney Carr Free Scholarship Interest Fund, the F. O. Lowden Oratory Prize Interest Fund, and the W. J. Bryan Prize Interest Fund, are not shown in this statement, as these funds are held in trust by the University, the income going to pay scholarships, prizes, etc., and in no way affecting the University's income.

Hospital receipts at the University for the year commenced July 1, 1905, and ended June 30, 1906:

University Hospital—		
Hospital Earnings.....\$	18,154.98	
Nurses' earnings, outside of hospital	227.20	
Operating room fees.....	2,169.29	
		\$ 20,601.47
University Homeopathic Hospital—		
Hospital earnings.....\$	5,940.69	

Nurses' earnings, outside of hospital	306.97	
Operating room fees.....	621.50	
		\$ 6,869.16
Total		\$ 27,470.63

Expenditures from funds for the erection, equipment, improvement, and repair of buildings at the University, during the year commenced July 1, 1905, and ended June 30, 1906:

1-5 Mill Building Tax Fund—

Expended under head of "Natural Science Building Fund," to pay for erection of Natural Science building. (For detailed account of this fund, see Secretary's printed annual report).....	\$ 82,556.74
Expended under head of "New Medical Buildings Fund." (For detailed account of this fund, see Secretary's printed annual report.	433.18
Transferred to Engineering Building Fund, to pay for completion of engineering building. (See page 11)	19,531.94
Returned to Equipment Fund, New Medical Buildings; balance of \$35,000.00 borrowed from said fund, August 26, 1903, by authority of Legislature, to use in erection of new medical buildings....	1,500.00
Warrants of previous year, not charged to fund—entry to correct error	200.00
Expended for moving science hall, and building new foundation therefor	14,588.17
Erection of warehouse for general storage	238.93
Installation of new thermostatic valves for heating system in University hospital.....	274.83
Extension of steam and electric lines to Engineering building.....	226.03
Installation of automatic electric elevator at University hospital.....	2,246.24
Miscellaneous alterations, improvements, and repairs—cost of labor and material.....	484.82
G. H. Ellsworth, part salary as	

Superintendent of Construction and Maintenance; (total salary, \$1,800.00; remainder charged to other funds).....		975.00	
D. S. Welch, part salary as assistant to superintendent; (total salary, \$65.00 a month; remainder charged to other funds).....		422.50	
Expenses, P. K. Holbrook, on trip to visit Eastern museum buildings, February and March, 1904, by order of Board of Regents.....		133.30	
Total expenditures, building tax..		\$ 123,781.68	
Balance in Building Tax Fund.....\$	9,754.99		
Less overdraft under head of "Natural Science Building Fund"....	1,134.31		
		\$ 8,620.68	
		\$ 132,402.36	
Engineering Building Fund—			
The \$46,957.60 available directly in this fund, together with the \$19,531.94, transferred from building tax, making a total of \$66,489.54, was expended as follows:			
Paid William Grace Company on contract for erection of building.\$	57,597.87		
Froudfoot & Bird, architects.....	847.82		
Electrical and lighting work and supplies	1,359.29		
Steam heating and plumbing work and supplies	4,340.51		
Blackboards	217.87		
Miscellaneous expenditures for labor and material	1,959.38		
Total expenditures		\$ 66,322.74	
	\$ 14,281.82	\$ 14,281.82	
Balance on hand June 30, 1906....	166.80		
		\$ 66,489.54	
Heating Tunnel and Extension Fund—			
Expended for labor and material on heating tunnel and extension (for detailed account see Secretary's printed report	5,090.32		
Balance on hand June 30, 1906.....	5,090.32		
Total expenditures		\$ 5,090.32	
Balance on hand June 30, 1906....	28.95		
		\$ 5,119.27	

Repair and Contingent Fund—

General repairs	\$	2,052.36	
Old Capitol repairs.....		125.63	
Hall of Liberal Arts repairs.....		124.05	
Physics building repairs.....		72.70	
Dental building repairs.....		470.45	
Science hall repairs.....		68.75	
Medical Laboratory building repairs.		32.74	
Anatomy building repairs.....		61.25	
Chemical laboratory repairs.....		281.01	
University hospital repairs.....		606.60	
Homeopathic hospital repairs.....		817.70	
Engineering building repairs.....		26.28	
Armory and athletic pavilion repairs		112.60	
Power house and heating system re-			
pairs		69.30	
Electrical engineering laboratory re-			
pairs		69.30	
Work on campus		516.98	
Athletic field maintenance and repairs		289.36	
University's share in construction			
of Madison Street sewer.....		514.00	
Part salary of University electrician			
(total salary \$75 a month; re-			
mainder paid from other funds)..		375.00	
Part salary of assistant to superin-			
tendent (total salary \$65 a month;			
remainder paid from other funds)		325.00	
Total expenditures	\$		7,345.30
Transferred to income fund to cor-			
rect error of previous year.....		150.28	
	\$		7,495.58
Cash on hand June 30, 1906.....		4.42	
	\$		7,500.00

Equipment and Supplies Fund—

College of Applied Science, apparatus			
and supplies for all departments.\$	3,016.37		
Engineering building furniture.....	3,658.64		
Physics and mechanics' apparatus			
and supplies	690.93		
Forestry apparatus and supplies....	97.51		
Archaeology apparatus and supplies	79.05		
Commerce and statistics apparatus			
and supplies	314.77		
Chemistry laboratory equipment....	1,214.50		
Pathology and bacteriology apparatus			
and supplies	108.97		
Dental building equipment.....	217.28		
Dental laboratory apparatus and			

supplies	650.00	
Athletic pavilion apparatus.....	597.72	
Miscellaneous supplies	90.31	
Total expenditures		\$ 10,736.05
Balance on hand June 30, 1906....	50.65	
		\$ 10,786.70
Equipment Fund, New Medical Buildings—		
Equipment department of histology.\$	442.68	
Equipment department of ophthalmology and otology.....	9.04	
Equipment department of pathology and bacteriology	545.85	
Equipment department of physiology	212.87	
Equipment department of theory and practice	3.42	
Equipment department of anatomy..	161.97	
Equipment department of surgery..	91.98	
Equipment bacteriological laboratory...	1,252.62	
Miscellaneous supplies	1.07	
Total expenditures		\$ 2,721.50
		\$ 3,696.41
Cash on hand June 30, 1906.....	974.91	
Expenditures from Income Fund for the year commenced July 1, 1905, and ended June 30, 1906. (For itemized account of all disbursements summarized below, see Secretary's printed annual report.)		
Cost of Instruction—		
Colleges of Liberal Arts and Applied Science		
	\$ 95,968.60	
College of Law	12,186.65	
College of Medicine	20,316.70	
College of Homeopathic Medicine...	5,240.00	
College of Dentistry	12,320.00	
College of Pharmacy.....	3,510.00	
Summer Session and Library School	4,508.56	
Total cost of instruction		\$ 154,050.51
Cost of Administration—		
Salaries	13,027.50	
Supplies	376.05	
Total cost of administration.....		13,403.55
General Library—		
Salaries	\$ 3,332.07	
Supplies	300.00	
(Books, periodicals, and binding are paid for from the special library appropriation; see page 15.)		
Total expense of library from Income Fund		3,632.07

Graduate College—

Fellowships and scholarships.....	3,497.50
Office assistance, supplies, etc.....	150.00

Total cost of Graduate College...

3,647.50

Cost of Apparatus and Supplies of Departments—

Colleges of Liberal Arts and Applied

Science	5,735.83
College of Law.....	100.00
College of Medicine	6,702.31
College of Homeopathic Medicine...	210.00
College of Dentistry.....	3,320.00
College of Pharmacy.....	945.65
Summer Session and Library School..	131.44

Total cost of apparatus and supplies of departments

\$ 17,145.23

University extension expenses..... 275.53

Law loan book account expenses—

law books

504.52

Alumni book account expenses—books

30.45

Fixed charges or general expenditures, such as fuel, light, janitor

service, services of engineer and

firemen, etc.

59,651.83

Tuitions refunded

85.00

Total expenditures Income fund..

\$ 252,426.19

Balance of library fund previously

carried as part of Income Fund,

transferred July 1, 1905, to separate

account of special library

fund

386.40

Overdraft of previous year.....

10,444.27

263,256.86

Balance on hand June 30, 1906, exclusive

of the year's surpluses

in the hospital accounts, which are

carried on the University's books

as part of Income Fund.....

3,183.06

\$ 266,439.92

Expenditures for special purposes, not connected with the "erection, equipment, improvement, and repair of buildings," or going to make up the Income Fund of the University during the year commenced July 1, 1905, and ended June 30, 1906.

Library Fund—

Expended for books, periodicals, and

binding as set out in the Secretary's

printed annual report.....\$

10,346.11

Total expenditures

\$ 10,346.11

Balance on hand June 30, 1906..	40.29	
		\$ 10,386.40
Special Land Fund—		
Expended for land as set out in the Secretary's printed annual report	20,170.11	
Total expenditures		\$ 20,170.11
Balance on hand June 30, 1906....	802.31	
		\$ 20,972.42
Donated Land Fund—		
No expenditures.		
Balance on hand June 30, 1906		\$ 1,982.91
Paving and Sidewalks Fund—		
Expended for paving, curbing and laying sidewalks, as set out in Secretary's printed annual report	1,137.55	
Total expenditures	\$ 1,137.55	
Balance on hand June 30, 1906*.....		\$ 2,987.40
		\$ 4,124.95
* This balance was held to pay for paving on Iowa avenue in Iowa City, which had been contracted for, but was not completed before June 3., 1906.		
Dam and Water Power Fund—		
Paid William Horrabin, on contract for construction of the dam.....	\$ 8,374.32	
Paid various persons—labor	67.11	
Total expenditures	\$ 8,441.43	
Balance on hand June 30, 1906.....		\$ 1,558.57
		\$ 10,000.00

EXPENDITURES FROM HOSPITAL RECEIPTS FOR THE YEAR COMMENCED JULY 1,
1905, TO JUNE 30, 1906.

University Hospital—		
Salaries	\$ 3,145.62	
Help	1,743.70	
Provisions	8,620.41	
Household	4,486.71	
Medicine	2,338.58	
Total expenditures	20,335.02	
Surplus for the year.....		\$ 266.45
		\$ 20,601.47
University Homeopathic Hospital—		
Salaries	\$ 1,172.00	
Help	432.00	
Provisions	2,655.96	

Household	1,104.16	
Medicine	595.16	
Total expenditures.....	\$ 5,959.28	
Surplus for the year		\$ 909.88
		\$ 6,869.16

For more detailed account of these expenditures see Secretary's printed annual report.

BALANCES IN STATE TREASURY TO THE CREDIT OF THE UNIVERSITY, JUNE 30, 1906.

State Support Fund	\$ 50,708.33
Repair and Contingent Fund	1,875.00
Equipment and Supplies Fund	10,500.00
Pavings and Sidewalks Fund	3,500.00
Special Land Fund	24,000.00
New Boiler Fund	3,500.00
University Hospital Wing Fund	20,000.00
Engineering Shops Fund	30,000.00
Building Tax Fund	41,443.98

TABLE I.

Showing the number of instructors in the University during the year ending, June, 1906.

<i>Instructors</i>	1905-1906.
Professors	64*
Assistant Professors	13**
Instructors and Assistant Instructors	44
Fellows	8
Scholars	15

* Including five professors emeriti and two honorary professors.

** Including two acting professors and one acting assistant professor.

TABLE II.

Showing the number of instructors in the Summer Session of the University during the year ending June, 1906.

Tunnel and Extension Fund	1,250.00
Equipment, Natural Science Building Fund.....	16,000.00
Dam and Water Power Fund.....	1,250.00
Library Fund	7,500.00

<i>Instructors.</i>	1905.
Professors	18
Assistant Professors	0
Instructors and Assistant Professors.....	2
Assistants	6

TABLE III.

Showing the number of students registered in each College of the University during the year ending June, 1906.

<i>Colleges.</i>	1905-1906.
Liberal Arts	799
Law	294
Medicine	291
Homoepathic Medicine	62
Dentistry	189
Pharmacy	51
Summer Session	259
Graduate Course	166
Applied Science	162
Total	<u>2173</u>
Excluding duplicates	<u>358</u>
Net total	1815

TABLE IV.

Showing the number of students registered in each department of each College of the University during the year ending June, 1906.

<i>Departments.</i>	1905-1906.	
<i>Liberals Arts and Graduate—</i>	Ist Sem.	2d Sem.
.....	*	*
Botany	230	250
Chemistry	**476	**514
Economics and Sociology	187	208
Education	151	177
English	623	543
French	174	147
Geology	89	94
German	381	336
Greek	46	64
History	316	263
Latin	177	134
Mathematics	247	243
Military Science	233	236
Philosophy	129	136
Physical Training	473	550
Physics	89	38
Political Science	170	125
Public Speaking	129	125
Scandinavian	10	21
Zoology	152	148

Summer Session—Six Weeks.

1905-1906.

.....	*
Animal Biology	33
Botany	31
Chemistry	16
Education	96
English	99
French	43
Geology	20
German	44
Greek	5
History	67
Latin	35
Mathematics	48
Philosophy	29
Physics	25
Political Science	34
Political Economy	33
Public Speaking	26

* Excluding duplicate, *i. e.*, a student registered in more than one course in a department is counted *only once*.

** Including students of chemistry in all of the Colleges of the University except the College of Law.

<i>Departments.</i>	1905-1906.	
	1st. Sem.	2d Sem
<i>Law—</i>		
.....	*	*
Byers	188	138
Gilbert	61	185
Gregory	188	107
Hayes	124	225
Towner	59	**
Wilcox	178	175
<i>Medicine—</i>		
Anatomy and Histology	463	478
Gynecology	119	112
Materia Medica	203	257
Obstetrics	113	118
Ophal, Otol., Rhinol., etc.	58	57
Pathology	268	257
Physiology	319	390
Surgery	114	115
Theory and Practice of Medicine	111	169
Crawford—Surgical Technic.	60	**
Decker—Pediatrics	52	**
Hill—Insanity	**	60
Kessler—Dermatology	53	54
Nurses' Training School

Homeopathic Medicine—

.....	*	*
Materia Medica	45	45
Obstetrics	12	24
Ophthal., Otol., Rhinol., etc.....	20	13
Surgery	27	..
Theory and Practice of Medicine.....	26	27
Hazard—Pediatrics	8	17
Nurses' Training School	12	13

Dentistry—

.....	*	*
Operative Dentistry	165	167
Oral Surgery	32	70
Orthodontia	74	69
Prosthetic Dentistry	164	169
Regional Anatomy	27	46

Pharmacy—

.....	*	*
Pharmacognosy	49	183

Applied Science—

.....	*	*
Civil Engineering	67	58
Electrical Engineering	10	7
Mechanical Engineering	35	43

* Excluding duplicates—*i. e.*, a student registered in *more than one course* in a department is counted *only once*.

** Course not given in this semester.

|| Gilchrist—Deceased before 2d Sem.

Respectfully submitted

January 14, 1907.

H. C. DORCAS,
Registrar.

The Sergeant-at-Arms announced the arrival of the honorable body of the Senate, and the members of the Senate entered and took seats on the west side of the House Chamber.

JOINT CONVENTION.

The Joint Convention was called to order by Lieutenant Governor Herriott at 2 o'clock p. m., Thursday, January 17, A. D. 1907.

On the roll call the following members responded:

Allen, Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bleakly, Bonwell, Brandes, Bruce, Burgess, Calkins, Cassady, Clark of Poweshiek, Clarke of Jefferson, Clary, Conn, Corrie, Cottrell, Crossley, Darrah, DeArmand, DeMar, Dewell, Dodds, Doran, Dow, Dowell, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Eckles, Elerick, Elliott, Ericson, Feay, Felt, Fenn, Flugum, Foley, Fox, Frudden, Gale, Geneva, Gilliland, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hopkins, Hughes, Hume, Inman, Jackson, Jamieson of Page, Jewell, Jones of Mahaska, Jones of Montgomery, Kelley, Kellogg, Kendall of Clinton, Kendall of Monroe, Kimmel, Kinne, Koontz, Kull, Lambert, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, McKlveen, McManus, Maben, Mann, Marston, Mason, Mattes, Mercer, Meredith, Hiller of Bremer, Miller of Dubuque, Moon, Moore, Morris, Newberry, Nichols, Nix, Offill, Paul, Peterson, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Seeley, Shaffer, Sheldon, Sidey, Smith of Des Moines, Smith of Mitchell, Smith of Wright, Sparks, Stewart, Stillman, Stirton, Stoltenberg, Stuckslager, Sullivan, Swan, Swift, Taylor, Teter, Turner, Van Houten, Warren, Webster, Weeks, Welden, Whipple, White, Whiting, Wilson of Clinton, Wilson of Fayette, Wilson of Tama, Wolfe, Youde—149.

Absent or not voting:

Balluff, DeWolf, Dunham, Feely, Jamison of Clarke, Maytag, Saunders, Springer, Stookey, Wade, Young—11.

Lieutenant Governor Herriott declared a quorum of members present in the joint convention.

The following program was then carried out:

Prayer by Doctor Hodgdon.

Song, by Quartette.

Administration of oath of office to Governor Albert B. Cummins and Lieutenant Governor Warren Garst, by Chief Justice Weaver.

Inaugural address by Governor Albert B. Cummins.

Song, Quartette.

GOVERNOR CUMMINS' INAUGURAL ADDRESS.

Mr. President, Mr. Speaker, Senators and Representatives of the Thirty-second General Assembly,

LADIES AND GENTLEMEN: For the third time I have taken the oath just administered in your presence. I have done my best to keep it in the years that have gone. I will do my best to keep it in the years that are to come. I have tried faithfully to understand the sacred obligations it creates, with the consciousness that my vow to preserve it, inviolate, is registered, not alone upon the records of an earthly government, but is written also upon the eternal tablets of a Divine Master, whose infinite vision sees not alone the act, but the motive which inspires the deed. Remember, however, that this oath binds me to perform my duty as I see the right. It does not bind me to perform my duty as anybody else may see the right. I may not do the thing or say the word that you believe I ought to do or say; but if I do the thing and say the word that I believe I ought to do or say, I will have kept the faith. Judge me, therefore, with that breadth of view, that righteous toleration which recognizes that men may honestly reach varying conclusions upon many of the subjects involved in the administration of public affairs, and I will be content.

A few days ago I had the honor to deliver to the members of the General Assembly a message which contained my specific recommendations touching the legislation of the State, and upon this occasion I may be permitted to deal with some phases of our public problems from a more general standpoint.

But first I must congratulate you upon the character of the people you represent. A kind Providence has bestowed upon them unequalled opportunities for the truest happiness and most enduring prosperity that mortals can enjoy. Our sources of wealth, while prolific and inexhaustible will not create fortunes so vast as to excite discontent, or become a menace to the public good. Our civilization is of the highest type known to the world, for it blends, in perfect proportion, the best qualities of the mind and the noblest virtues of the heart. If our people cannot reach the summit of true greatness, it may well be concluded that the top of the mountain is to be forever inaccessible. There is not another community of two millions of human beings upon the face of the earth so well fitted to accomplish the mighty purposes of the Ruler of all things as is the community which we call the State of Iowa. It is a distinguished honor to represent these people. As the chief executive, I acknowledge the honor, and I extend to you the heartiest felicitations upon the admirable constituency in whose service you are engaged.

This is an age of discussion—of calm, riotous, philosophical, foolish, sincere, hypocritical discussion. It is an age of fine eulogy and slashing criticism. It is an age of serene confidence and deep despair. There are persons who deplore rest, and some who deplore unrest; but I think the crushing discord is the salvation of our civilization and our institutions. Nearly everybody wants a change in some thing, and to most of us the agitator or demagogue is the man who wants to make a change that we think ought not to be made. We are all for some reform; and the hypocrite or pretender is the man who wants to reform something

that we think ought not to be reformed. Undoubtedly there are agitators, demagogues, hypocrites and pretenders, but when we attempt to point them out, we are usurping the exclusive privileges of the Almighty. The sheep will be separated from the goats some time, but the man who tries to do it in this world will make a great many mistakes. I say, let the discussion—wise or unwise, honest or dishonest—go on. Let the lightnings of criticism strike. Let the thunders of condemnation roll. Let the sharp scream of anger and discontent be heard. Let the songs of praise swell out. In these things lies the real hope of finding our way through the tangled labyrinth through which we must pass. The truth is, and we may as well confess it, that we are a somewhat bewildered people. Our forefathers made for us a government, national and state, putting into it a genius that dwarfs every other effort of its kind; but the country to be governed has escaped from the government established to manage it, and is running wild. These thousands of voices that fill the air are only endeavoring to tell in a variety of tongue that there has been an escape and should be a recapture; but just how to put the harness of justice upon these mighty and new forces that we call our country—Ah! "There's the rub."

The conditions under which we live are utterly unlike the conditions that gave form to our institutions and which prescribed the scope of ancient laws. Forces have come into existence which were unknown to the men who made our constitutions. Not only are the conditions new and the forces unfamiliar, but they have developed so rapidly that we have not yet had time to do much but talk about them. With a wealth that in a very few years has whirled us out of obscurity to the very pinnacle of financial greatness; with this wealth organized in the hands of powerful men, multiplying itself with amazing rapidity, establishing monopolies, crushing and grinding its way without any instinct of fairness or any emotion of sympathy, toward the complete extinction of competition and independence; with forests in its grasp; with ore beds occupied; with its reach and strength drawing together the manufactories of the country; with the packing houses and live stock markets joining into one vast combination; with 220,000 miles of main track railway gradually taken from the ownership of a thousand companies and connected into a half-dozen systems all dominated by a few men, and oftentimes by the same men, serving with might and main these masters of finance, bent on paying interest and dividends upon stocks and bonds that aggregate twice the original capital invested, as well as laying aside immense sums for extensions and additions that ought to be constructed from independent capital; with labor unions that are trying to mass the power of the workingman against the associated strength of employers—these things present a situation never before presented to organized society. The farmers and the retail merchants are about the only people remaining to exhibit the force of competition, and the latter are shivering lest the mail order house shall soon make way with them.

When we add the riotous extravagances and the shameful inefficiency of municipal administration, both arising largely from the prodigality of prosperity, we have the picture upon which the American people are now looking. No wonder we are bewildered, and that we are a little nervous, as well as very proud. No wonder that magazines and news-

papers are filled with discussion, suggestion, criticism and denunciation. No wonder that the patriot and demagogue, the wise man and the fool, the philosopher and the agitator, the radical and the conservative, are abroad in the land. Understand me. I am not complaining of the conditions I have described. All of them are natural, and many of them are unavoidable. I am not even prepared to say that, essentially, they can be changed. I am, however, sure that they require of government something that has never been done before, and that if we cling too closely to the wisdom of the forefathers and fail to exercise a little wisdom of our own, the history of our forefathers will be the only part of the history of this country worth preserving.

Herein lies the application of my former statement. No man knows just what to do, although all men know that something ought to be done. It is impossible to set forth an orderly plan that will embrace remedies for all the defects in our customs and laws, but this much is certain: that out of all the babel of argument and assertion, denunciation and eulogy, criticism and praise, there will come, little by little, the truth, and the truth will make us free. I have no fear that the people will adopt error or inflict injustice. I have some fear that, with the inertia begotten of over-reverence for the past, they will allow the truth to stand idle too long, and that they will be unjust, not in what they do, but in what they fail to do.

I was reading the other night the last published chapter of Mark Twain's autobiography. I do not know whether he intended it to be serious, satirical, or humorous, but whatever the state of his mind, he hit the bull's eye so often that the bell rang in my ears for hours. He was writing of Secretary Root's famous speech, lately delivered in New York, which was unfairly construed to advocate the practical abolition of state governments and the concentration of all power in the general government. I quote from Twain:

"He (Root) did not say in so many words that we are proceeding in a steady march toward eventual and unavoidable replacement of the republic by monarchy; but I suppose that he was aware that that is the case. He notes the several steps—the customary steps—which in all the ages have led to the consolidation of loose and scattered governmental forces into formidable centralizations of authority, but he stops there and doesn't ad up that sum. He is not aware that heretofore the sum has been ultimate monarchy, and that the same figures can fairly be depended upon to furnish the same sum whenever and wherever they can be produced, so long as human nature shall remain as it is; but it was not needful that he do the adding, since anyone can do it; neither would it have been gracious in him to do it.

"In observing the changed conditions which in the course of time have made certain and sure the eventful seizure by the Washington government of a number of State duties and prerogatives which have been betrayed and neglected by several states, he does not attribute those changes and the vast results which are to fall from them to any thought-out policy of any party, or of any body of dreamers or schemers, but properly and rightly attributes them to that stupendous power—Circumstance—which moves by laws of its own, regardless of parties and policies, and whose decrees are final and must be obeyed by all, and will be. The rail-

way is a Circumstance, the steamship is a Circumstance, the telegraph is a Circumstance. They were mere happenings, and to the whole world, the wise and foolish alike, they were entirely trivial, wholly inconsequential; indeed, silly, comical, grotesque. No man and no party and no thought-out policy said, 'Behold, we will build railways and steamships and telegraphs, and presently you will see the condition and the way of life of every man and woman and child in the nation totally changed. Unimaginable changes of the law and custom will follow, in spite of anything that anybody can do to prevent it. The changed conditions have come, and Circumstance knows what is following and will follow. So does Mr. Root. His language is not clear; it is crystal.'

And then he quotes a few sentences from the speech, among them:

"Our whole life has swung away from the old state centers, and is crystallizing about national centers."

"That (State) power of regulation and control is gradually passing into the hands of the National government."

"Sometimes by an assertion of the inter-state commerce power, sometimes by an assertion of the taxing power, the national government is taking up the performance of duties which, under the changed conditions, the separate states are no longer capable of adequately performing."

"Constructions of the Constitution will be found to vest the power where it will be exercised—in the national government."

And then Twain concludes—

"I do not know whether that has a sinister meaning or not, and so I will not enlarge upon it, lest I should chance to be in the wrong. It sounds like ship money come again, but it may not be so intended."

If this be satire, it is grim and gloomy. If it be humor, it is sharp and dangerous. I intend to touch the subject boldly. There is a truth here that needs to be brought out into the light, so that we may see it and understand it, and better still, so that we may acknowledge it. To adequately meet the revolution which we have witnessed in wealth, transportation, commerce and business, to adequately guard and protect the people from the piracies of the powerful, you know and I know that the National government ought to have some powers that are not bestowed upon it, either in the letter or in the spirit of the Constitution. You know and I know that in the manner of selecting the President and Vice-President and Senators of the United States, there are lurking dangers which ought to be removed. You know and I know that for years every department that interprets the Constitution has strained it and tortured it and perverted it so that its makers would not recognize it as the instrument which they produced, in order to enable it to answer the demands of the time. This has not been done with any ill intent, but only to make the swaddling clothes of an infant cover the stalwart limbs of a giant; and it is just as true as fate that this process will continue until the Constitution is a mere shadowy name, without force or authority, unless it is so enlarged and strengthened that it will accomplish for us what it accomplished for our forefathers. The inquiry I propound, therefore, is this: Which shall we do: break the Constitution or better it? What do you think the consequences of stretching and shattering the Constitution will, in the end, be? I grant you that the Supreme Court of the United States will, slowly and reluctantly, make the Constitution

whatever the imperious needs of the people require it to be, but when that spirit wins its final victory, what will your government be? Then, indeed, when we have forgotten the limitations of constitutions, then and then only may we fear that monarchy will supplant the republic. A land with an unwritten constitution is a monarchy, I care not how it may be disguised with forms.

Do not imagine that I am clearing the way for the conclusion that the powers of the states should be either abolished or curtailed. On the contrary, I believe that the authority which must be exercised by the states has increased, rather than diminished. My proposition is that the development of the country has made it necessary to exercise governmental functions which cannot be exerted by the states and never has been; and which cannot be employed by the general government because the Constitution does not create them. The interstate commerce clause of the Constitution is not broad enough for these days, simply because we have an interstate commerce, the character of which was not dreamed of when the clause was written. The corporations carrying on interstate commerce cannot be adequately regulated by the states for the obvious reason that the jurisdiction of a state, even in the absence of the present prohibition in the Constitution, ceases at its border. We take nothing away from the States when we enlarge these grants to the United States. We only bring into existence a new power, to meet a new condition, and bestow it upon the only hand that can use it. The interstate commerce clause has already been strained to the point of breaking. The taxing authority has already been wrested from its true purpose, and still the courts halt upon the hither side of adequate law. Why should we hesitate to call a Constitutional convention and make our organic law as great and broad and strong as the subjects it is to control? There are two reasons, each of which moves a class of it own.

The first class is composed of those persons who worship the past, have no faith in the present, and little hope for the future. They seem to believe that while the men of 1787 had wisdom and virtue enough to frame a Constitution that would preserve the liberties of the people and protect the interests of the Nation, the men of 1907 are incapable of dealing with subjects so important and vital. They shiver with the fear that a Constitutional Convention would be made up of wild-eyed, crazy-minded iconoclasts, who would delight in destroying all the idols of the patriot and lay the country waste, to be preyed upon by all the forces of disorder and injustice. They even assert that the thirty-five States which must adopt the work of the Constitutional Convention before it becomes effective would be ruled by the same reckless indifference to the ancient landmarks. I cannot think that there is the shadow of merit in their opposition. While I am conscious of intense pride and great reverence for the ancestry of the present generation, I believe that the men who are now studying the problems of government can be trusted as implicitly to do the right thing as could the men of a former time. We love our country as deeply as they did. We cherish the flag of our sovereignty with more love and affection than they ever felt. We are face to face with questions which were never propounded to them. We can take the multitude of remedies now proposed, and when they have passed through the crucible of full debate and of mature considera-

tion, nothing will emerge but the pure gold of truth, justice and uprightness.

The second class is composed of persons dominated by the excessive selfishness of the human heart. Out of the incapacity of the government to do the things which ought to be done, they are daily coining inordinate profit. They are the beneficiaries of a species of anarchy which it is their interest to perpetuate. They have become mad in the pursuit of wealth, and they are unable to perceive that a country has any destiny except to grow rich. In their economy the science of production is the crowning glory of a nation's progress. It never occurs to them that the science of distribution is just as vital as the learning of production, and that the happiness of the people will depend quite as much upon fairness in the latter as upon the magnitude of the former. These persons make the air ring with praises for the established order of things, and their constant argument is that reform is the unrelenting enemy of business; that the capitalist will not invest his money when changes in the Constitution and amendments in the laws are under consideration. This is a ghost summoned for the occasion, which frightens many a timid man, and it ought to be banished from the vision of the American people.

I do not counsel precipitation. I do not favor hazardous experiments. Mature thought should precede action. We must not permit, however, either the trembling apprehension of the devotee who is always kneeling at the shrine of antiquity, nor the avarice that finds its opportunity in the incapacity of the Government, to say or thwart our purpose.

I, for one, stand clearly and unequivocally for amendments to the Constitution of the United States; for an amendment that will give the voters a chance to say, directly, who their Senators shall be; for an amendment that will give the voters a chance to say, directly, who their President and Vice-President shall be; for an amendment that will give the interstate commerce clause scope enough to enable Congress to control and regulate things which the developments of commerce have nationalized; for an amendment that will allow Congress to unify our marriage and divorce laws.

I recur to a suggestion made a few months ago that nothing proposed in the way of enlarging the power of the United States reduces the real authority of the several States. I believe, with Secretary Root, that the failure on the part of the various commonwealths to do their full duty in bringing their legislation into harmony with existing conditions will necessarily result in the usurpation of functions by the general government. Certain things must be done. Certain manifest evils must be removed. After all, Congress can justly occupy but a very small part of the field of legislation, and it is impossible to exaggerate the responsibility which rests upon you, Gentlemen of the Assembly.

You have the insurance problem to solve. The business in Iowa has attained tremendous proportions. We are all gratified to witness the prominence that the growth of this interest has given our State. Additional regulations are required, and some are proposed. Instantly, the cry goes up from the companies: "If you touch us we will perish." What I have said about the Constitution, I repeat here. It is this persistent

command, "Hands off," and the feeling of danger that it implies, that retard much needed reforms. It goes without saying that nothing should be done that will hurt our insurance companies. After all, there is no great mystery about the business. It is simply an agency to collect money, keep it for a time, diminish it by expenses, increase it by interest, and pay it out again in equitable proportions. Your predecessors made the law under which these companies were organized. They made it to help them, and if you amend it you will amend it to help them. I do not disparage the assistance that men who are engaged in the business can give you through fact and argument; but I do deprecate the idea that the interests involved are imperilled simply because changes are thought to be necessary. In all progress there is some risk of going wrong, but you are not more apt, indeed you are less apt, to go wrong than those who have gone before you, for you have the light of further experience. The officers of insurance companies and legislators are trustees for the policy-holders, and their welfare should be a common object. I would like to see Iowa lead all the other States in the extent of its insurance business, and the only safe and sure path to this eminence is to better guard the interest of the policy-holder here than anywhere else in the Union.

You also have the railway question to answer. In my message, I considered the subject from one point of view—specific recommendations;—allow me, now, to look at it from another.

I emphasize every caution ever uttered about proceeding with care and deliberation, to the end that railway property shall receive the full measure of protection, but I repudiate here, as everywhere, that frayed out, puerile maxim of paralysis, "Let well enough alone." I reject the appeal that you cannot touch the management of this public servant without impairing its efficiency. I deny the implication that while your forefathers had sense, you have none.

I read last night the letter written by the king of railway policy and the prophet of railway destiny to Governor Johnson, of Minnesota. It was probably intended for consumption in Iowa as well as Minnesota, and therefore I may, with propriety, refer to it. He begins by admitting the incapacity of the railroads to carry the traffic offered to them; admits shortage of cars and inadequacy of tracks. His remedy is to buy more cars and build more tracks. His analysis of the situation may be accepted, for we all know that the railroads have more than they can do at the present time; but Mr. Hill did not publish this communication to state so obvious a fact. The lash of the letter was in the warning that if Congresses and Legislatures did not cease meddling or proposing to meddle with railway property and railway service, capital could not be found to build the needed tracks and buy the needed cars. So we have it again: "Interfere with the magnificent, wonderful structure of prosperity, and it will crumble to pieces before your eyes." The logic is, "If you want good service, you can get it, and only get it by letting the railway companies severely alone." The pity of it is that Mr. Hill really believes what he says, and so do other princes of finance who have grown fabulously rich through the mere manipulation of stocks and bonds. It never occurs to them that an enterprise is worth

fostering that will not offer an opportunity to double, treble and quadruple securities without the contribution of a single dollar. I agree that neither Hill nor Harriman would put a penny of their money into the construction of railroads if they believed that they would only secure in return a fair interest upon their investment, even though the investment was as stable as a government bond. It never occurs to them, however, apparently, that there are thousands and tens of thousands of men who do not expect to make an hundred per cent in a single night, or reap a harvest of millions in a single day; and who are willing, nay, anxious, to so invest their capital that they will be rewarded with a remunerative, but reasonable profit. If railroads can not be built upon any other plan than the one hitherto adopted, I concede freely that when you have done your duty, enlargement would be exceedingly slow.

The whole argument, however, is fallacious to the last extreme. The men who in fact have their money in our railroads are paid a very moderate interest upon their investments, and the men who are making the outcry are the men who never invested their honestly earned dollars in the construction of our transportation system.

We ought to stand as resolutely against any invasion of the real rights of capital as we do against the unfair aggressions upon the privileges of the people; but we ought not to be frightened by the scarecrow set up by those who have already possessed a field to which they have no honest title. When you give the investors of the United States a fair chance to put their money into railroads, knowing that the amount actually put in will measure the amount upon which interest and dividends are paid, and knowing that the man who has made no investment can have no profit, you will find that there will be no difficulty in obtaining all the funds that are required to either construct new railroads or increase the trackage of old ones. It takes some courage, I know, to resist the insidious and insistent appeal, but it is cheering to observe that it is becoming less persuasive every day.

I have referred to but two of all the subjects which are challenging the ripest, best thought of the people. I have referred to them as illustrations, for the spirit which animates us in examining them should move us along every path of reform. We should emancipate ourselves from idolatry with respect to things that are. We should emancipate ourselves from the desire to change simply to effect a change. Because there is much good in the existing order, we should not be turned away from the effort to make it better; but we should not overthrow what has been done simply to prove that we can overthrow it.

We have a great country. It is now, and always should be, the greatest on earth. Whether it will be or not depends upon the fidelity with which the duties of each hour are performed. With the profound hope that Iowa may always lead the march of true progress, and with the confident belief that the banners of righteous reform will never be furled so long as they are borne in your hands, I enter again upon the fulfillment of the trust which the people have committed to my care.

Minutes of joint convention read and approved.

On motion of Senator Crossley of Madison the joint convention was dissolved.

The House reconvened, Speaker Kendall in the chair.

George Robinson was named as the Chief Clerk's Page and took and subscribed to the oath of office.

Speaker Kendall announced the following assignment of standing committees:

WAYS AND MEANS.

Teter of Marion,
Stoltenberg of Scott,
Shaffer of Fayette,
Doran of Boone,
Hambleton of Mahaska,
Lowrey of Calhoun,
McAllister of Linn,
Maben of Hancock,
Welden of Hardin,
Van Houten of Taylor,
Paul of Jones,
Moore of Linn,
White of Story,
Wilson of Tama,
Hanna of Benton,
Beery of Henry,
Bonwell of Audubon,
Fox of Dallas,
Greenwood of Mills,
Harding of Woodbury,
Allred of Wayne,

Mason of Lee,
Mercer of Pocahontas,
Hackler of Webster,
Felt of Clay,
Brandes of Pottawattamie,
Cassady of Monona,
Blackmore of Worth,
Drury of Sac,
Arney of Marshall,
Elliott of Page,
Miller of Dubuque,
Geneva of Keokuk,
Clary of Chickasaw,
Pierce of Buena Vista,
Bauman of Van Buren,
Miller of Bremer,
Cottrell of Plymouth,
Calkins, of Adams,
Sidey of Adair,
Feay of Lyon,
Schroeder of Crawford.

JUDICIARY.

Weeks of Guthrie,
Dow of Franklin,
Lee of Emmet,
Sullivan of Polk,
Harding of Woodbury,
Hambleton of Mahaska,
Teter of Marion,
Meredith of Cass,
Feely of Blackhawk,

Hackler of Webster,
Hanna of Benton,
Bascom of Dickinson,
Springer of Buchanan,
Clary of Chickasaw,
Schulte of Clayton,
Wolfe of Clinton,
Sparks of Wapello,
Koontz of Johnson.

APPROPRIATIONS.

Jones of Montgomery,
Weeks of Guthrie,
McElrath of Woodbury,
Maben of Hancock,
Hume of Mitchell,
Morris of Sloux,
Bixby of Delaware,
Smith of Wright,

Mann of Fremont,
Hanna of Benton,
Dunn of Jackson,
Bonwell of Audubon,
Sheldon of Ringgold,
Nix of Union,
Stillman of Greene,

Darrah of Lucas,
 Conn of Butler,
 Shaffer of Fayette,
 Dow of Franklin,
 McAllister of Linn,
 Lister of Grundy,
 Blackmore of Worth,
 Moore of Linn,
 Dewell of Cedar
 Kellogg of Harrison,
 Fenn of Clark,
 Inman of Floyd,

Felt of Clay,
 Grier of Poweshiek,
 Wilson of Tama,
 Jewell of Winneshiek,
 Dodds of Des Moines,
 Heles of Dubuque,
 Kendall of Clinton,
 McDonald of Carroll,
 Price of Warren,
 Swift of Shelby,
 Miller of Bremer.

RAILROADS AND COMMERCE.

Meredith of Cass,
 Welden of Hardin,
 Weeks of Guthrie,
 Lowrey of Calhoun,
 Conn of Butler,
 Lister of Grundy,
 Doran of Boone,
 Hambleton of Mahaska,
 Hume of Mitchell,
 Darrah of Lucas,
 Teter of Marion,
 White of Story,
 Marston of Cerro Gordo,
 McAllister of Linn,
 Stillman of Greene,
 Lee of Emmet,
 Holmes of Kossuth,
 Stoltenberg of Scott,
 Sullivan of Polk,

Reaney of Louisa,
 Anderson of Hamilton,
 Van Houten of Taylor,
 Bergeson of Palo Alto,
 Grier of Poweshiek,
 Arney of Marshall,
 Feely of Black Hawk,
 Cassady of Monona,
 Flugum of Winnebago,
 Drury of Sac,
 Corrie of Ida,
 Dye of Pottawattamie,
 DeMar of Davis,
 Baird of Iowa,
 Heles of Dubuque,
 Hickey of Cherokee,
 Sparks of Wapello,
 Swift of Shelby.

ELECTIONS.

Darrah of Lucas,
 Meredith of Cass,
 Shaffer of Fayette,
 Teter of Marion,
 Maben of Hancock,
 Doran of Boone,
 Youde of O'Brien,
 Beery of Henry,
 Blackmore of Worth,
 Anderson of Hamilton,
 Bascom of Dickinson,
 Dunn of Jackson,
 Felt of Clay,
 Hackler of Webster,
 Harding of Woodbury,
 Kelley of Polk,
 Marston of Cerro Gordo,
 Mason of Lee,
 Mercer of Pocahontas,

Sheldon of Ringgold,
 Paul of Jones,
 Bergeson of Palo Alto,
 Corrie of Ida,
 Flugum of Winnebago,
 White of Story,
 Hanson of Humboldt,
 Inman of Floyd,
 Jewell of Winneshiek,
 Lee of Emmet,
 Holmes of Kossuth,
 Feely of Black Hawk,
 Arney of Marshall,
 Grier of Poweshiek,
 DeMar of Davis,
 Dodds of Des Moines,
 McDonald of Carroll,
 Pierce of Buena Vista,
 Hickey of Cherokee.

INSURANCE.

Conn of Butler,
 Stoltenberg of Scott,
 Jones of Montgomery,

Flugum of Winnebago,
 Cassady of Monona,
 Nix of Union,

Welden of Hardin,
McElrath of Woodbury,
Teter of Marion,
Lister of Grundy,
Morris of Sioux,
McAllister of Linn,
Hambleton of Mahaska,
Fenn of Clark,
Sullivan of Polk,
Sheldon of Ringgold,
Webster of Muscatine,
Mercer of Pocahontas,
Kellogg of Harrison,
Dewell of Cedar,
Beery of Henry,
Moore of Linn,

Allred of Wayne,
Reaney of Louisa,
Marston of Cerro Gordo,
Lee of Emmet,
Jewell of Winneshiek,
Arney of Marshall,
Hanson of Humboldt,
Corrie of Ida,
Grier of Poweshiek,
Clary of Chickasaw,
Springer of Buchanan,
Geneva of Keokuk,
Ritter of Des Moines,
Heles of Dubuque,
Swift of Shelby,
Wolfe of Clinton.

BANKS AND BANKING.

Lowrey of Calhoun,
Jones of Montgomery,
Conn of Butler,
McElrath of Woodbury,
Shaffer of Fayette,
Stoltenberg of Scott,
Cassady of Monona,
Moore of Linn,
Smith of Wright,
Anderson of Hamilton,
Sheldon of Ringgold,
Greenwood of Mills,
Kellogg of Harrison,
Hanna of Benton,
Dye of Pottawattamie,
Hanson of Humboldt,

Grier of Poweshiek,
Felt of Clay,
Fox of Dallas,
Clary of Chickasaw,
Koontz of Johnson,
Earle of Allamakee,
McDonald of Carroll,
Miller of Bremer,
Baird of Iowa,
Pierce of Buena Vista,
Balluff of Scott,
Sidey of Adair,
Feay of Lyon,
Schroeder of Crawford,
Schulte of Clayton.

AGRICULTURE.

Lister of Grundy,
Bixby of Delaware,
Morris of Sioux,
Shaffer of Fayette,
Maben of Hancock,
Doran of Boone,
Conn of Butler,
Offill of Jasper,
Hume of Mitchell,
Van Houten of Taylor,
Mercer of Pocahontas,
Allred of Wayne,
Mann of Fremont,
Bonwell of Audubon,
White of Story,
Nix of Union,
Bergeson of Palo Alto,
Kelley of Polk,
Flugum of Winnebago,
Arney of Marshall,

Greenwood of Mills,
Wilson of Tama,
Anderson of Hamilton,
Fox of Dallas,
Swan of Appanoose,
Dunn of Jackson,
Harvey of Osceola,
Beery of Henry,
Dewell of Cedar,
Brandes of Pottawattamie,
Fenn of Clarke,
Cassady of Monona,
Hanna of Benton,
Corrie of Ida,
Heles of Dubuque,
Dodds of Des Moines,
Hickey of Cherokee,
Schoenenberger of Madison,
Kull of Howard,
Kendall of Clinton.

SCHOOLS AND TEXT BOOKS.

Bixby of Delaware,
 McAllister of Linn,
 Hambleton of Mahaska,
 Teter of Marion,
 Lister of Grundy,
 Paul of Jones,
 Holmes of Kossuth,
 Van Houten of Taylor,
 Inman of Floyd,
 Webster of Muscatine,
 Anderson of Hamilton,
 Wilson of Tama,
 Smith of Wright,
 Hanson of Humboldt,
 Dewell of Cedar,
 Reaney of Louisa,
 Harvey of Osceola,

Dye of Pottawattamie,
 Flugum of Winnebago,
 Swan of Appanoose,
 Fox of Dallas,
 Mann of Fremont,
 Fenn of Clark,
 DeMar of Davis,
 Miller of Bremer,
 Kendall of Clinton,
 Stewart of Washington,
 Calkins of Adams,
 Kull of Howard,
 Sidey of Adair,
 Clarke of Jefferson,
 Price of Warren,
 Feay of Lyon.

MINES AND MINING.

Hambleton of Mahaska,
 Darrah of Lucas,
 Teter of Marion,
 Doran of Boone,
 Ofill of Jasper,
 Sullivan of Polk,

Swan of Appanoose,
 Hackler of Webster,
 Geneva of Keokuk,
 Ritter of Des Moines,
 Sparks of Wapello,
 Miller of Dubuque,

MUNICIPAL CORPORATIONS.

Sullivan of Polk,
 Dow of Franklin,
 Hambleton of Mahaska,
 Arney of Marshall,
 Dunn of Jackson,
 Harding of Woodbury,
 Kellogg of Harrison,
 Hackler of Webster,
 Mason of Lee,
 Elliott of Page,
 Dye of Decatur,
 Moore of Linn,
 Swan of Appanoose,
 Feely of Black Hawk,

Nix of Union,
 Greenwood of Mills,
 Mann of Fremont,
 Webster of Muscatine,
 Reaney of Louisa,
 Koontz of Johnson,
 Springer of Buchanan,
 Ritter of Des Moines,
 Miller of Bremer,
 Balluff of Scott,
 Sparks of Wapello,
 Pierce of Buena Vista,
 Miller of Dubuque,
 Stewart of Washington.

TELEGRAPH, TELEPHONES AND EXPRESS.

Welden of Hardin,
 Weeks of Guthrie,
 Stoltenberg of Scott,
 Maben of Hancock,
 Morris of Sioux,
 Dye of Decatur,
 Youde of O'Brien,
 Elliott of Page,
 Brandes of Pottawattamie,
 Fox of Dallas,
 Corrie of Ida,
 Inman of Floyd,

Drury of Sac,
 Hanson of Humboldt,
 Webster of Muscatine,
 Bascom of Dickinson,
 Swan of Appanoose,
 Harvey of Osceola,
 Clary of Chickasaw,
 Geneva of Keokuk,
 Cottrell of Plymouth,
 Stewart of Washington,
 Miller of Bremer,
 Schroeder, of Crawford.

PARDONS.

Lee of Emmet,
 Hambleton of Mahaska,
 McElrath of Woodbury,
 Sullivan of Polk,
 Marston of Cerro Gordo,
 Sheldon of Ringgold,
 Youde of O'Brien,
 Bascom of Dickinson,
 Smith of Wright,
 Dye of Decatur,

Webster of Muscatine,
 Allred of Wayne,
 Drury of Sac,
 Fox of Dallas,
 Feely of Black Hawk,
 Elliott of Page,
 Bauman of Van Buren,
 Schulte of Clayton,
 Wolfe of Clinton,
 McDonald of Carroll,

LABOR.

Doran of Boone,
 Ofill of Jasper,
 Darrah of Lucas,
 Hambleton of Mahaska,
 Lowrey of Calhoun,
 Harding of Woodbury,
 Sullivan of Polk,
 Hackler of Webster,
 Mason of Lee,
 Holmes of Kossuth,

Nix of Union,
 Bergeson of Palo Alto,
 Marston of Cerro Gordo,
 Hume of Mitchell,
 Geneva of Keokuk,
 Ritter of Des Moines,
 Stewart of Washington,
 Miller of Dubuque,
 Calkins of Adams.

PUBLIC HEALTH.

Marston of Cerro Gordo,
 Bixby of Delaware,
 Morris of Sioux,
 Dunn of Jackson,
 Jewell of Winneshiek,
 Elliott of Page,
 Hanna of Benton,
 Blackmore of Worth,
 Holmes of Kossuth,

Van Houten of Taylor,
 Clary of Chickasaw,
 Heles of Dubuque,
 Calkins of Adams,
 Feay of Lyon,
 Clarke of Jefferson,
 Earle of Allamakee,
 Bauman of Van Buren.

ROADS AND HIGHWAYS.

Morris of Sioux,
 McAllister of Linn,
 Doran of Boone,
 Conn of Butler,
 Shaffer of Fayette,
 Lister of Grundy,
 Darrah of Lucas,
 Ofill of Jasper,
 Beery of Henry,
 Harvey of Osceola,
 Brandes of Pottawattamie,
 Mann of Fremont,
 Dewell of Cedar,
 Mercer of Pocahontas,
 Dye of Decatur,
 Greenwood of Mills,
 Cassady of Monona,

Webster of Muscatine,
 Inman of Floyd,
 Smith of Wright,
 Wilson of Tama,
 Swan of Appanoose,
 Dunn of Jackson,
 Schroeder of Crawford,
 Calkins of Adams,
 Schoenenberger of Madison,
 Kull of Howard,
 Reitz of Lee,
 Dodds of Des Moines,
 Kendall of Clinton,
 Schulte of Clayton,
 Cottrell of Plymouth,
 Swift of Shelby,
 Price of Warren,

PUBLIC LANDS AND BUILDINGS.

Corrie of Ida,
 Conn of Butler,
 Reaney of Louisa,
 Hume of Mitchell,
 Inman of Floyd,
 Felt of Clay,

Earle of Allamakee,
 Schoenberger of Madison,
 Stewart of Washington,
 Feay of Lyon,
 Price of Warren,
 Springer of Buchanan.

SUPPRESSION OF INTEMPERANCE.

Hanson of Humboldt,
 Conn of Butler,
 Shaffer of Fayette,
 Jones of Montgomery,
 Stoltenberg of Scott,
 McAllister of Linn,
 Weeks of Guthrie,
 Youde of O'Brien,
 Van Houten of Taylor,
 McElrath of Woodbury,
 Brandes of Pottawattamie,
 Bergeson of Palo Alto,
 Jewell of Winneshiek,
 Mann of Fremont,

Wilson of Tama,
 White of Story,
 Moore of Linn,
 Mercer of Pocahontas,
 Grier of Poweshiek,
 Koontz of Johnson,
 DeMar of Davis,
 Earle of Allamakee,
 Cottrell of Plymouth,
 Swift of Shelby,
 Bauman of Van Buren,
 Balluff of Scott,
 Clarke of Jefferson,

CONSTITUTIONAL AMENDMENTS.

Dow of Franklin,
 Lowrey of Calhoun,
 Maben of Hancock,
 Darrah of Lucas,
 Stillman of Greene,
 Corrie of Ida,
 Bonwell of Audubon,
 Harding of Woodbury,
 Bergeson of Palo Alto,

Hanna of Benton,
 Bascom of Dickinson,
 Springer of Buchanan,
 Clary of Chickasaw,
 Dodds of Des Moines,
 Cottrell of Plymouth,
 Miller of Bremer,
 Reitz of Lee.

PUBLIC LIBRARIES.

Koontz of Johnson,
 Hackler of Webster,
 Felt of Clay,
 Sullivan of Polk,
 Drury of Sac,
 Brandes of Pottawattamie,

Inman of Floyd,
 Harding of Woodbury,
 Hanson of Humboldt,
 Sidey of Adair,
 Ritter of Des Moines,
 Stewart of Washington.

PRINTING.

Van Houten of Taylor,
 Dow of Franklin,
 Darrah of Lucas,
 Maben of Hancock,
 Doran of Boone,
 Hume of Mitchell,
 Meredith of Cass,
 Lister of Grundy,
 Shaffer of Fayette,
 Jones of Montgomery,
 Youde of O'Brien,
 Marston of Cerro Gordo,

Welden of Hardin,
 Feely of Black Hawk,
 Kelley of Polk,
 Stillman of Greene,
 Mason of Lee,
 Lee of Emmet,
 Miller of Bremer,
 Koontz of Johnson,
 DeMar of Davis,
 Price of Warren,
 Sidey of Adair.

STATE UNIVERSITY.

Moore of Linn,
 Bixby of Delaware,
 Hume of Mitchell,
 Holmes of Kossuth,
 Swan of Appanoose,
 Allred of Wayne,
 Bascom of Dickinson,
 Bauman of Van Buren,

Beery of Henry,
 Bonwell of Audubon,
 Geneva of Keokuk,
 Koontz of Jackson,
 Clarke of Jefferson,
 Kendall of Clinton,
 Balluff of Scott,
 Stewart of Washington.

PUBLIC ACCOUNTING.

Kellogg of Harrison,
 Harding of Woodbury,
 Hanson of Humboldt,
 Kelley of Polk,
 Moore of Linn,
 Sheldon of Ringgold,
 Paul of Jones,

Brandes of Pottawattamie,
 Kull of Howard,
 Wolfe of Clinton,
 Sidey of Adair,
 Hickey of Cherokee,
 Earle of Allamakee,

AGRICULTURAL COLLEGE.

Paul of Jones,
 Welden of Hardin,
 Ofill of Jasper,
 Shaffer of Fayette,
 Van Houten of Taylor,
 Dewell of Cedar,
 Anderson of Hamilton,
 Nix of Union,
 Blackmore of Worth,
 Dye of Decatur,
 White of Story,

Wilson of Tama,
 Harvey of Osceola,
 Reaney of Louisa,
 Webster of Muscatine,
 Schroeder of Crawford,
 Balluff of Scott,
 Kull of Howard,
 Bauman of Van Buren,
 Schulte of Clayton,
 Calkins of Adams,
 Baird of Iowa.

COMPENSATION OF PUBLIC OFFICERS.

Hume of Mitchell,
 Darrah of Lucas,
 Weeks of Guthrie,
 Conn of Butler,
 Kelley of Polk,
 Grier of Poweshiek,
 Mason of Lee,
 Holmes of Kossuth,

Kellogg of Harrison,
 Dye of Pottawattamie,
 Hackler of Webster,
 DeMar of Davis,
 Reitz of Lee,
 Swift of Shelby,
 Dodds of Des Moines,
 Feay of Lyon,

CLAIMS.

Maben of Hancock,
 Lister of Grundy,
 Morris of Sioux,
 Smith of Wright,
 Bergeson of Palo Alto,
 Nix of Union,
 Allred of Wayne,
 Dye of Decatur,
 Bascom of Dickinson,
 Fenn of Clarke,

McElrath of Woodbury,
 Bonwell of Audubon,
 Beery of Henry,
 Felt of Clay,
 Stillman of Greene,
 Kendall of Clinton,
 Clarke of Jefferson,
 Reitz of Lee,
 Baird of Iowa,
 Schoenenberger of Madison.

NORMAL SCHOOLS.

Inman of Floyd,
 Conn of Butler,
 Dow of Franklin,
 Paul of Jones,
 Hanna of Benton,
 Feely of Black Hawk,
 Blackmore of Worth,
 Jones of Montgomery,

Greenwood of Mills,
 Hanson of Humboldt,
 Geneva of Keokuk,
 Sidey of Adair,
 Stewart of Washington,
 Reitz of Lee,
 Hickey of Cherokee.

PRIVATE CORPORATIONS.

Stoltenberg of Scott,
 McAllister of Linn,
 Harvey of Osceola,
 Kellogg of Harrison,

Sheldon of Ringgold,
 Geneva of Keokuk,
 Sparks of Wapello,
 Wolfe of Clinton,

DOMESTIC MANUFACTURERS.

Beery of Henry,
 McElrath of Woodbury,
 Stoltenberg of Scott,
 Swan of Appanoose,
 Mann of Fremont,
 Mercer of Pocahontas,

Greenwood of Mills,
 Fenn of Clarke,
 Heles of Dubuque,
 Cottrell of Plymouth,
 Clark of Jefferson,
 Miller of Dubuque.

HORTICULTURE.

Wilson of Tama,
 Van Houten of Taylor,
 Smith of Wright,
 Harvey of Osceola,
 Dye of Pottawattamie,
 Blackmore of Worth,
 Dunn of Jackson,
 Fenn of Clarke,
 Dye of Decatur,

Allred of Wayne,
 Greenwood of Mills,
 Mann of Fremont,
 Geneva of Keokuk,
 Cottrell of Plymouth,
 Schoenenberger of Madison,
 Earle of Allamakee,
 Feay of Lyon,

PHARMACY.

Shaffer of Fayette,
 Lister of Grundy,
 Maben of Hancock,
 Meredith of Cass,
 Bixby of Delaware,
 Lee of Emmet,
 Flugum of Winnebago,
 Lowrey of Calhoun,

Jewell of Winneshiek,
 Marston of Cerro Gordo,
 Cassady of Monona,
 Sheldon of Ringgold,
 Elliott of Page,
 Clary of Chickasaw,
 Reitz of Lee,
 Price of Warren,

CONGRESSIONAL DISTRICTS.

White of Story,
 Welden of Hardin,
 Dow of Franklin,
 Mercer of Pocahontas,
 Mann of Fremont,
 Reaney of Louisa,

Youde of O'Brien,
 Lowrey of Calhoun,
 Paul of Jones,
 Pierce of Buena Vista,
 Ritter of Des Moines,
 Price of Warren.

FEDERAL RELATIONS.

Feely of Black Hawk,
Weeks of Guthrie,
Jones of Montgomery,
Webster of Muscatine,

Teter of Marion,
Clary of Chickasaw,
Dodds of Des Moines,
Balluff of Scott.

WOMAN SUFFRAGE.

Bascom of Dickinson,
Meredith of Cass,
Jewell of Winneshiek,
Felt of Clay,
Arney of Marshall,
Feely of Black Hawk,

Smith of Wright,
Koontz of Johnson,
Springer of Buchanan,
Heles of Dubuque,
Miller of Bremer,
Wolfe of Clinton.

HOSPITAL FOR INSANE.

Springer of Buchanan,
Meredith of Cass,
Brandes of Pottawattamie,
Beery of Henry,
Elliott of Page,
Ritter of Des Moines,

Price of Warren,
Swift of Shelby,
Schroeder of Crawford,
Hickey of Cherokee,
Reitz of Lee.

INSTITUTE FOR FEEBLE MINDED.

Dye of Pottawattamie,
Weeks of Guthrie,
Lowrey of Calhoun,
Reaney of Louisa,
Morris of Sioux,

Sparks of Wapello,
Schulte of Clayton,
Hickey of Cherokee,
Clarke of Jefferson.

SCHOOL FOR DEAF.

Brandes of Pottawattamie,
Meredith of Cass,
Stoltenberg of Scott,
Sullivan of Polk,
Greenwood of Mills,
Jewell of Winneshiek,

Lee of Emmet,
Geneva of Keokuk,
Baird of Iowa,
Swift of Shelby,
McDonald of Carroll.

COLLEGE FOR BLIND.

Hanna of Benton,
Morris of Sioux,
Bascom of Dickinson,
Grier of Poweshiek,

Flugum of Winnebago,
McDonald of Carroll,
Hickey of Cherokee,
Heles of Dubuque.

INDUSTRIAL SCHOOLS.

Kelley of Polk,
Welden of Hardin,
Dow of Franklin,
Bergeson of Palo Alto,
Allred of Wayne,

Bonwell of Audubon,
Ritter of Des Moines,
Clarke of Jefferson,
Reitz of Lee,
Schoenenberger of Madison.

SOLDIERS' ORPHANS' HOME.

Offill of Jasper,
Blackmore of Worth,
Dunn of Jackson,
Harvey of Osceola,
Arney of Marshall,

McDonald of Carroll,
Balluff of Scott,
Schoenenberger of Madison.

PENITENTIARIES.

Holmes of Kossuth,	Jewell of Winneshiek,
Jones of Montgomery,	Youde of O'Brien,
Hambleton of Mahaska,	Dye of Pottawattamie,
Offill of Jasper,	Cottrell of Plymouth,
White of Story,	Bauman of Van Buren,
Paul of Jones,	DeMar of Davis,
Mason of Lee,	Balluff of Scott,
Drury of Sac,	Baird of Iowa.
Brandes of Pottawattamie,	

ANIMAL INDUSTRY.

McElrath of Woodbury,	Dewell of Cedar,
Bixby of Delaware,	DeMar of Davis,
Swan of Appanoose,	Schroeder of Crawford,
Dye of Decatur,	Bauman of Van Buren.
Bergeson of Palo Alto,	

MILITARY.

McAllister of Linn,	Allred of Wayne,
Dow of Franklin,	Dunn of Jackson,
Welden of Hardin,	Bonwell of Audubon,
Offill of Jasper,	Feely of Black Hawk,
Cassady of Monona,	Fox of Dallas,
Arney of Marshall,	Mann of Fremont,
Blackmore of Worth,	Mercer of Pocahontas,
Nix of Union,	Clarke of Jefferson,
Van Houten of Taylor,	Earle of Allamakee.
Moore of Linn,	

POLICE REGULATIONS.

Nix of Union,	Koontz of Johnson,
McElrath of Woodbury	DeMar of Davis,
Stoltenberg of Scott,	Miller of Dubuque,
Fox of Dallas,	Ritter of Des Moines,
Mercer of Pocahontas,	McDonald of Carroll.

FISH AND GAME.

Drury of Sac,	Macon of Lee,
Bixby of Delaware,	McDonald of Carroll,
Offill of Jasper,	Calkins of Adams,
Marston of Cerro Gordo,	Dodds of Des Moines,
Kelley of Polk,	Pierce of Buena Vista,
Inman of Floyd,	Earle of Allamakee.
Kellogg of Harrison,	

STATE EDUCATIONAL INSTITUTIONS.

Harding of Woodbury,	Bonwell of Audubon,
Jones of Montgomery,	Cottrell of Plymouth,
Teter of Marion,	Pierce of Buena Vista,
Grier of Poweshiek,	Wolfe of Clinton
Reaney of Louisa,	Sparks of Wapello,
Fox of Dallas,	Schoenenberger of Madison.
Hanna of Benton,	

ENROLLED BILLS.

Stillman of Greene,
Beery of Henry,
Sheldon of Ringgold,
Elliott of Page,

Miller of Dubuque,
Schulte of Clayton,
Stewart of Washington.

COUNTY AND TOWNSHIP ORGANIZATION.

Anderson of Hamilton,
Jewell of Winneshiek,
Smith of Wright,
Dewell of Cedar

Elliott of Page,
Hickey of Cherokee,
Heles of Dubuque,
Pierce of Buena Vista.

PUBLIC CHARITIES.

Reaney of Louisa,
Jewell of Winneshiek,
Corrie of Ida,
Youde of O'Brien,

Stewart of Washington,
Kull of Howard,
Kendall of Clinton.

SENATORIAL DISTRICTS.

Youde of O'Brien,
McElrath of Woodbury,
Hume of Franklin,
Jones of Montgomery,
Anderson of Hamilton,
Cassady of Monona,
Kellogg of Harrison,
Dewell of Cedar,

Drury of Sac,
Lee of Emmet,
Paul of Jones,
Stillman of Greene,
Sidey of Adair,
Springer of Buchanan,
Swift of Shelby.

REPRESENTATIVE DISTRICTS.

Hackler of Webster,
Kelley of Polk,
Flugum of Winnebago,
Fenn of Clark,

Corrie of Ida,
Earle of Allamakee,
Baird of Iowa,
Balluff of Scott.

BUILDING AND LOAN.

Mason of Lee,
Lowrey of Calhoun,
Kelley of Polk,
Drury of Sac,
Dye of Decatur,

Anderson of Hamilton,
Arney of Marshall,
Reitz of Lee,
Price of Warren,
Pierce of Buena Vista.

JUDICIAL DISTRICTS.

Grier of Poweshiek,
Doran of Boone,
Dye of Pottawattamie,
Flugum of Winnebago,
Meredith of Cass,

Stillman of Greene,
Weeks of Guthrie,
Sparks of Wapello,
Wolfe of Clinton.

ENGROSSED BILLS.

Sheldon of Ringgold,
Felt of Clay,
Dye of Pottawattamie,

DeMar of Davis,
Dodds of Des Moines.

RULES.

Clary of Chickasaw,
Weeks of Guthrie,
Wilson of Tama,
Webster of Muscatine,

Sparks of Wapello,
Schroeder of Crawford,
Mr. Speaker.

On motion of Jones of Montgomery the House adjourned to
10:00 o'clock tomorrow morning.

JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,
DES MOINES, IOWA, January 18, A. D., 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by Rev. Albert A. Walburn of Osceola.

Journals of Wednesday and Thursday, January 16 and 17, 1907, corrected and approved.

Unanimous consent having been given, announcement was made of the exchange of seat number 5 by Mason of Lee with Calkins of Adams for seat number 35.

On request of Mr. Marston of Cerro Gordo, leave of absence was granted Mr. Shaffer of Fayette until Monday.

On request of Mr. Sheldon of Ringgold, leave of absence was granted Mr. Kellogg of Harrison until Saturday.

On request of Mr. Hambleton of Mahaska, leave of absence was granted Mr. Nix of Union until Monday.

On request of Mr. Kelley of Polk, leave of absence was granted Mr. Sullivan of Polk until Monday.

On request, leave of absence was granted Mr. Harvey of Osceola until Tuesday morning.

McAllister of Linn presented a petition of the citizens of Linn County relative to the amendment of the pharmacy laws.

Referred to Committee on Pharmacy.

Senate concurrent resolution relative to extra help was taken up and considered.

Jones of Montgomery moved that the resolution be referred to the Committee on Retrenchment and Reform.

Motion prevailed, and resolution was so referred.

Kelley of Polk moved that the House allow ten minutes of its time on Saturday morning, from 11:00 to 11:10 o'clock, to the hearing of a member of the "Des Moines Boosters' Club" on the subject of "Greater Des Moines."

Motion prevailed.

The resignation of Ida Berry as temporary Speaker's Clerk was filed and accepted.

INTRODUCTION OF BILLS.

By Arney of Marshall, House File No. 1, a bill for an act to authorize counties to purchase and maintain real estate for the use of County Fairs, additional to Section four hundred and twenty-two (422), of the Code.

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

By Clary of Chickasaw, House File No. 2, a bill for an act to amend the law which appears as Chapter fifty-six (56), Acts of the Thirtieth General Assembly, relating to the examination of Insurance Companies.

Read first and second time and passed on file and ordered printed in the Journal.

A BILL For an Act to Amend the Law Which Appears as Chapter Fifty-six (56) Acts of the Thirtieth General Assembly Relating to Examination of Insurance Companies.

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

Section 1. That the law which appears as Chapter fifty-six (56), Acts of the Thirtieth General Assembly, be and the same is hereby amended by

striking out of line four (4) of section three (3) of said chapter, the word "two" and inserting in lieu thereof the word "three."

Sec. 2. This act being deemed of immediate importance shall take effect and be in force from and after the date of its publication in the Des Moines Daily Capital and Register and Leader, newspapers published in the city of Des Moines, Iowa.

By Cottrell of Plymouth, House File No. 3, a bill for an act to repeal Section two thousand and seventy-seven (2077), of the Code, and to enact a substitute therefor, relating to rates of transportation on railways.

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

By Earle of Allamakee, House File No. 4, a bill for an act regulating the taxation of mortgages and mortgaged real estate.

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

By Schoenenberger of Madison, House File No. 5, a bill for an act providing for the nomination by political parties or organizations of candidates for various offices and the election of delegates to conventions of said political parties or organizations, by a primary election and for the holding of conventions by such political parties or organizations.

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

By Clarke of Jefferson, House File No. 6, a bill for an act to amend Section two thousand and seventy-seven (2077), of the Code, pertaining to railroad passenger rates.

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

By Sidey of Adair, House File No. 7, a bill for an act to regulate the transportation of dead bodies and the practice of embalming and to provide for examination and license of embalmers, and to provide penalties for violation.

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

By Weeks of Guthrie, House File No. 8, a bill for an act to provide for the preservation of the names and records of persons who entered the military service of the United States from the different Counties of the State.

Read first and second time and referred to Committee on Military Affairs.

By Teter of Marion, House File No. 9, a bill for an act relating to the rate of passenger fares from all points within this State to any other point in the State on all steam railroads doing business in this State, and to provide a penalty for violations thereof.

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

By Teter of Marion, House File No. 10, a bill for an act to amend Chapter eight (8) of Title twenty-four (24), of the Code, relative to offenses against the rights of suffrage.

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

By Teter of Marion, House File No. 11, a bill for an act providing for the purchase and erection of a monument at the grave of the late ex-Governor William M. Stone, and making an appropriation therefor.

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

By Teter of Marion, House File No. 12, a bill for an act to amend Chapter two (2) of Title eight (8) of the Supplement to the Code, relating to the duties of Township Trustees, the election, duties and compensation of Road Superintendents; the division and consolidation of Road Districts and the collection of Property Road Tax.

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

By DeMar of Davis, House File No. 13, a bill for an act to amend Section two thousand and seventy-seven (2077), of the Code, relative to the rate for passenger transportation.

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

Hambleton of Mahaska presented the following resolution, and moved that the rule be suspended and the resolution adopted:

Whereas, the Hon. Thomas C. Beach of Mahaska county, an honored member of this House during the Fifteenth and Twenty-fourth General Assemblies, passed away at his home in Oskaloosa on the 11th day of July, 1906, therefore be it

Resolved, That a committee of three be appointed to present resolutions commemorating his life and service to his State and Nation.

Motion prevailed, and the resolution was adopted.

The Speaker appointed the following committee: Hambleton of Mahaska, Dunn of Jackson, and Heles of Dubuque.

On motion of Dow of Franklin, the House adjourned until 2:00 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

On request, leave of absence was granted Sheldon of Ringgold until Monday.

On request, leave of absence was granted Bonwell of Audubon until Monday.

On request, leave of absence was granted Wilson of Tama until Monday.

On request, leave of absence was granted Hanna of Benton until Monday.

REPORTS OF COMMITTEES.

The special committee, appointed to group and assign Committee Clerks and rooms therefor, submitted the following majority and minority reports:

MR. SPEAKER: Your committee appointed to group the standing committees of the House and to grant and assign rooms and clerks therefor, herewith report the following arrangement of committees and clerks:

Ways and Means, one clerk.

Judiciary, one clerk.

Appropriations, one clerk.

Railroads and Commerce, one clerk who shall also act for the Committee on County and Township Organization.

Banks and Banking, one clerk who shall also act for the Committee for the College for the Blind.

Insurance, one clerk who shall also act for the Committee on Normal Schools.

Agriculture, one clerk who shall also act for Committee on Congressional Districts.

Schools and Text Books, one clerk who shall also act for the Committee on Senatorial Districts.

Mines and Mining, one clerk who shall also act for the Committee on Horticulture.

Municipal Corporations, one clerk who shall also act for the Committee on Domestic Manufactures.

Telegraphs, Telephones and Express, one clerk who shall also act for the Committee on Public Charities.

Pardons, one clerk who shall also act for the Committee on Representative Districts.

Labor, one clerk who shall also act for the Committee on Judicial Districts.

Elections, one clerk who shall also act for the Committee on Public Lands and Buildings.

Public Health, one clerk who shall also act for the Committee on Police Regulations.

Roads and Highways, one clerk who shall also act for the Committee on State Educational Institutions.

Constitutional Amendments, one clerk who shall also act for the Committee on Suppression of Intemperance.

Printing, one clerk who shall also act for the Committee on Industrial Schools.

Pharmacy, one clerk who shall also act for the Committee on Agricultural College.

Penitentiaries, one clerk who shall also act for the Committee on Public Accounting.

Private Corporations, one clerk who shall also act for the Committee on Building and Loan Associations.

Claims, one clerk who shall also act for the Committee on Woman's Suffrage.

Military, one clerk who shall also act for the Committee on State University.

Institute for the Feeble Minded, one clerk who shall also act for the Committee for the Institute for the Deaf.

Compensation of Public Officers, one clerk who shall also act for the Committee on Animal Industry.

Federal Relations, one clerk who shall also act for the Committee on Engrossed Bills.

Soldiers' Orphans' Home, one clerk who shall also act for the Committee on Fish and Game.

Enrolled Bills, one clerk.

Contested Elections, one clerk.

It is recommended that the chairman of each committee to which a clerk is assigned select the clerk, and where several committees are grouped the clerk shall attend all of the committees in said group without additional compensation for acting for more than one committee.

And it is further recommended that the clerk to the Committee on Contested Elections act as such only until the contest committee makes its final report to the House.

Your committee further recommends that the democratic members of the House be accorded the courtesy of selecting seven committee clerks who shall be competent stenographers, the clerks for the committees on Public Libraries, Rules, and Hospital for the Insane to be selected for said committees by the respective chairmen thereof from said seven committee clerks so accorded.

Your committee also recommends that the compensation of all clerks herein assigned commence at the time they are sworn in, and not earlier than Saturday, January 19, 1907.

Your committee still further recommends that the rooms and the times of meeting of the various standing committees of the House be as follows:

	Monday.	Tuesday.	Wednesday.	Thursday.	Friday.	Saturday.
Room 1—						
Ways and Means.....		2 p. m.		2 p. m.		
Judiciary.....	2 p. m.		2 p. m.		3 p. m.	
Agriculture.....			4 p. m.			2 p. m.
Railroads and Commerce.....		3 p. m.		3 p. m.		
Printing.....		4 p. m.				4 p. m.
Room 6—						
Roads and Highways.....		4 p. m.		2 p. m.		
Mines and Mining.....	2 p. m.					2 p. m.
Animal Industry.....		2 p. m.				
Judicial Districts.....	3 p. m.	2 p. m.		3 p. m.		
Hospital for Insane.....			2 p. m.		4 p. m.	
Public Charities.....			5 p. m.		2 p. m.	
Room 8—						
Elections.....				4 p. m.		2 p. m.
Schools and Text-Books.....		2 p. m.		2 p. m.		
Suppression of Intemperance.....		4 p. m.			4 p. m.	
Insurance.....	3 p. m.		3 p. m.			
Room 10—						
Congressional Districts.....		2 p. m.		2 p. m.		
Penitentiaries.....			2 p. m.			2 p. m.
Engrossed Bills.....	2 p. m.				2 p. m.	
Pardons.....		3 p. m.		3 p. m.		
State University.....	4 p. m.			4 p. m.		
Institute for Feeble-Minded.....			4 p. m.			4 p. m.
Room 11—						
Pharmacy.....		2 p. m.			4 p. m.	
Appropriations.....			2 p. m.	2 p. m.	2 p. m.	
Normal Schools.....	4 p. m.			4 p. m.		
College for the Blind.....			4 p. m.			2 p. m.
Institute for Deaf.....	2 p. m.					4 p. m.
Room 2—						
Constitutional Amendments.....		4 p. m.			4 p. m.	
Woman Suffrage.....			4 p. m.	4 p. m.		
Retrenchment and Reform.....			2 p. m.			2 p. m.
Military.....	2 p. m.			2 p. m.		
Enrolled Bills.....		3 p. m.			3 p. m.	
Room 12—						
Representative Districts.....	2 p. m.				2 p. m.	
Domestic Manufactures.....	3 p. m.				3 p. m.	
Co. and Twp. Organization.....		4 p. m.		4 p. m.		
Telegraph and Telephone Ex.....			3 p. m.	3 p. m.		
Room 13—						
Industrial Schools.....		3 p. m.		3 p. m.		
Senatorial Districts.....	4 p. m.			4 p. m.		
Horticultural.....		2 p. m.			2 p. m.	
Agricultural College.....			2 p. m.			
Room 14—						
Soldiers' and Orphans Home.....	2 p. m.			3 p. m.		
Federal Relations.....		2 p. m.			2 p. m.	
Fish and Game.....		3 p. m.			3 p. m.	
Police Regulations.....	3 p. m.			3 p. m.		
Claims.....			2 p. m.			2 p. m.
Public Accounting.....						
Committee on Rules.....	4 p. m.				4 p. m.	
Room 7—						
Labor.....		4 p. m.			4 p. m.	
Public Land and Buildings.....	3 p. m.			2 p. m.		
Public Libraries.....			2 p. m.			
Building and Loan.....			4 p. m.		2 p. m.	
State Educat'l Institutions.....	4 p. m.				3 p. m.	
Room 15—						
Public Health.....			2 p. m.			2 p. m.
Banks and Banking.....		2 p. m.		2 p. m.		
Municipal Corporations.....		4 p. m.		4 p. m.		
Compensat'n of Pub. Officers.....	4 p. m.				4 p. m.	
Private corporations.....			4 p. m.			4 p. m.

Room 5—Chief Clerk. Room 4—Journal Clerk. Room 3—File Clerk.
Room 2—Enrolling Clerk. Room 27—Newspaper Reporters.

All of which is respectfully submitted,

C. A. MEREDITH,
JOHN LISTEE,
Committee.

MINORITY REPORT.

MR. SPEAKER: The undersigned, being a minority of your committee appointed to group the standing committees of the House, and to group and to assign rooms and clerks therefor, beg leave to report that, having failed to agree with the majority of the committee, he asks to submit the following minority report:

Ways and Means, one clerk.

Judiciary, one clerk.

Appropriations, one clerk.

Railroads, one clerk.

Elections, one clerk.

Insurance, one clerk.

Banks and Banking, one clerk.

Agriculture, one clerk.

Schools and Text Books, one clerk.

Mines and Mining, one clerk.

Municipal Corporations, one clerk.

Telegraph, Telephones and Express, one clerk.

Pardons, one clerk.

Labor, one clerk.

Public Health, one clerk.

Roads and Highways, one clerk.

Suppression of Intemperance, one clerk.

Constitutional Amendments, one clerk.

Public Libraries, one clerk.

Printing, one clerk.

State University, one clerk.

Public Accounting, one clerk.

Agricultural College, one clerk.

Compensation of Public Officers, one clerk, who shall act for Engrossed Bills.

Claims, one clerk.

Federal Relations, one clerk, who shall act for Normal Schools.

Private Corporations, one clerk.

Horticulture, one clerk.

Pharmacy, one clerk.

Congressional Districts, one clerk.

Woman's Suffrage, one clerk.

Hospital for Insane, one clerk.

Institution for Feeble Minded, one clerk, who shall act for Institution for Deaf.

Industrial Schools, one clerk, who shall act for College for Blind.

Soldiers' Orphans' Home, one clerk.

Penitentiaries, one clerk.

Animal Industry, one clerk.

Military, one clerk.

Police Regulations, one clerk.

Fish and Game, one clerk, who shall act for Public Lands and Buildings.

Educational Institutions, one clerk.

Enrolled Bills, one clerk.

Township and County Organization, one clerk, who shall act for Public Charity.

Senatorial Districts, one clerk.

Representative Districts, one clerk, who shall act for Building and Loan.

Judicial Districts, one clerk.

Rules, one clerk.

It is recommended that chairman of each committee to which a clerk is assigned, select the clerk, and where several committees are grouped the clerk shall attend all of the committees in said group without additional compensation for acting for more than one committee.

Your committee further recommends that the Democratic members of the House be accorded the courtesy of selecting four committee clerks, who shall be competent stenographers. Your committee also recommends that the compensation of said clerks begin on the day that they are sworn in. Your committee also recommends that the rooms and the time of meeting of the various committees of the House be the same as in the Thirty-first General Assembly.

Respectfully submitted,

STANLEY CONN.

Meredith of Cass moved the adoption of the majority report.

Conn of Butler moved to substitute the minority report for the report of the committee.

Meredith of Cass and Lister of Grundy demanded a roll call.

On the question, " Shall the minority report be substituted?"

The yeas were :

Anderson, Baird, Balluff, Bergeson, Brandes, Conn, Corrie, Dewell, Doran, Dow, Drury, Dunn, Dye of Pottawattamie, Feely, Flugum, Grier, Hackler, Hanna, Hanson, Harding, Kelley, Lowrey, McElrath, Maben, Marston, Mason, Mercer, Moore, Offill, Reaney, Stoltenberg, Youde—33.

The nays were :

Allred, Arney, Bascom, Bauman, Beery, Bixby, Blackmore, Calkins, Cassady, Clarke, Clary, Cottrell, Darrah DeMar, Dodds, Dye of Decatur, Earle, Elliott, Feay, Fenn, Feelt, Fox, Geneva, Greenwood, Hambleton, Hickey, Holmes, Inman, Jewell, Jones, Kendall, Kull, Lee, Lister, McDonald, Mann, McAllister, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Paul, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sidey, Smith, Sparks, Springer, Stewart, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—65.

Absent or not voting :

Bonwell, Harvey, Heles, Kellogg, Koontz, Nix, Shaffer, Sheldon, Sullivan, Teter—10.

So the amendment was lost.

Doran of Boone moved to amend by allowing a number of Committee Clerks equal to the entire number of the committees of the House and that the courtesy be extended to the minority on the floor of selecting eight of this number.

Roll call demanded.

On the question, " Shall the amendment be adopted?"

The yeas were :

Anderson, Balluff, Bergeson, Doran, Dow, Harding, Kelley, Kull, Maben, Marston—10.

The nays were :

Allred, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn,

Cottrell, Darrah, DeMar, Dewell, Dodds, Dunn, Dye of Decatur, Dye of Pottawatamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Heles, Hickey, Holmes, Hughes, Inman, Jewell, Jones, Kendall, Koontz, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Swan, Swift, Van Houten, Webster, Weeks, Welden White, Wilson, Wolfe, Youde, Mr. Speaker—84.

Absent or not voting :

Corrie, Drury, Feely, Hanna, Hanson, Harvey, Kellogg, Koontz, Lowrey, Nix, Shaffer, Sheldon, Sullivan, Teter—14.

So the amendment was lost.

Lee of Emmet moved to amend the majority report by the requirement that all Committee Clerks, as contemplated in said report, shall be competent short-hand stenographers and typewriters.

Roll call demanded.

On the question, " Shall the amendment be adopted?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Blackmore, Brandes, Calkins, Cassady, Clarke, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schulte, Schoenenberger, Schroeder, Sheldon, Sidey, Sparks, Springer, Stewart, Stillman, Stoltenberg, Swan, Swift, Webster, White, Wilson, Wolfe, Youde, Mr. Speaker—85.

The nays were:

Balluff, Bonwell, Darrah, Hambleton, McAllister, Meredith, Van Houten, Weeks—8.

Absent or not voting:

Bixby, Clary, Drury, Harvey, Kellogg, Koontz, Kull, Lister, Nix, Shaffer, Sheldon, Smith, Sullivan, Teter, Welden—15.

Amendment adopted.

Original motion, as amended, prevailed.

Offill of Jasper presented the following report, which was passed on file:

MR. SPEAKER: Your committee appointed to fix the amount of mileage due each member submits the following report:

	No. of Miles.	Amt.
W. P. Allred	200	10.00
Wm. Anderson	120	6.00
W. H. Arney	120	6.00
E. D. Baird	236	11.80
Frank Balluff	350	17.50
J. L. Bascom	340	17.00
S. H. Bauman	240	12.00
Enoch Beery	300	15.00
B. J. Bergeson	322	16.10
R. J. Bixby	427	21.35
A. C. Blackmore	350	17.50
John C. Bonwell	162	8.10
H. C. Brandes	226	11.30
George C. Calkins	296	14.80
E. M. Cassady	420	21.00
E. M. Clark	256	12.80
T. C. Clary	322	16.60
Stanley Conn	200	10.00
S. M. Corrie	310	15.50
J. C. Cottrell	420	21.00
J. H. Darrah	224	11.20
J. C. DeMar	228	11.40
H. Dewell	360	18.00
W. D. Dodds	310	15.50
J. R. Doran	132	6.60
D. W. Dow	300	15.00
Will Drury	314	15.70
Henry Dunn	436	21.80
C. C. Dye	200	10.00

	No. of Miles.	Amt.
Willoughby Dye	250	12.50
W. C. Earle	700	35.00
J. D. Elliott	284	14.20
S. A. Feay	436	21.80
G. A. Feely	210	10.50
B. F. Felt	314	15.70
Joel M. Fenn	136	6.80
C. N. Flugum	296	14.80
John Fox	42	2.10
Thos. Geneva	180	9.00
C. G. Greenwood	326	16.30
G. E. Grier	180	9.00
C. W. Hackler	176	8.80
Mahlon Harvey	356	17.80
A. F. N. Hambleton	128	6.40
W. H. Hanna	242	12.10
T. O. Hanson	246	12.30
W. L. Harding	452	22.60
Phil Heles	414	20.70
W. H. Hickey	306	15.30
O. H. Holmes	246	12.30
T. H. Hume	360	18.00
L. W. Inman	334	16.70
F. M. Jewell	580	29.00
F. F. Jones	250	12.50
J. H. Kelley	24	1.20
Geo. A. Kellogg	352	17.60
A. W. Kendall	408	20.40
G. W. Koontz	242	12.10
H. Kull	538	26.90
N. J. Lee	360	18.00
John Lister	324	16.20
J. H. Lowrey	230	11.50
John McAllister	288	14.40
Edw. McDonald	142	7.10
W. W. McElrath	460	23.00
O. K. Maben	288	14.40
A. Mann	372	18.60
C. L. Marston	340	17.00
Jno. B. Mason	324	16.20
Jas. Mercer	230	11.50
C. A. Meredith	164	8.20
Chas. W. Miller	260	13.00
Simon Miller	414	20.70
E. R. Moore	288	14.40
J. F. Morris	448	22.40
B. F. Nix	130	6.50
J. F. Ofill	48	2.40
C. B. Paul	342	17.10

	No. of Miles.	Amt.
H. L. Pierce	332	16.60
Clint L. Price	44	2.20
R. J. Reaney	314	15.70
H. H. Reitz	290	14.50
Henry Ritter	336	16.80
Jno. Schoenenberger	70	3.50
H. C. Schroeder	340	17.00
G. H. Schulte	674	33.70
J. D. Shaffer	330	16.50
F. E. Sheldon	180	9.00
E. J. Sidey	240	12.00
J. R. Smith	176	8.80
Clyde G. Sparks	208	10.40
L. F. Springer	258	12.90
J. W. Stewart	204	10.20
Paul E. Stillman	134	6.70
A. H. Stoltenberg	350	17.50
John Sullivan
George W. Swan	244	12.20
C. F. Swift	230	11.50
L. D. Teter	70	3.50
G. H. Van Houten	186	9.30
D. D. Webster	340	17.00
E. W. Weeks	120	6.00
W. Welden	150	7.50
Geo. C. White	70	3.50
Ward Wilson	137	6.85
John L. Wolfe	450	22.50
Chas. Youde	361	18.05
N. E. Kendall	136	6.80

J. F. OFFILL,
 OTIS F. HOLMES,
 WILLIAM D. DODDS,
 ~~~~~  
*Committee.*

On motion of Anderson of Hamilton, the House adjourned to 10:00 o'clock to-morrow morning.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, January 19, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. W. Williams of Des Moines.

Journal of Friday, January 18, was corrected and approved.

On request of Ritter of Des Moines leave of absence was granted Clarke of Jefferson until Tuesday.

On request of Doran of Boone leave of absence was granted Corrie of Ida and Drury of Sac until Monday.

On request of Paul of Jones leave of absence was granted Holmes of Kossuth until Monday.

On request of Maben of Hancock leave of absence was granted Lister of Grundy until Monday.

On request of Hambleton of Mahaska leave of absence was granted Dow of Franklin until Monday.

On request of Kelley of Polk leave of absence was granted Arney of Marshall until Monday.

On request of Hambleton of Mahaska leave of absence was granted Offill of Jasper until Monday.

On request of Swift of Shelby leave of absence was granted Schoenenberger of Madison until Tuesday.

On request of Teter of Marion leave of absence was granted Welden of Hardin until Monday.

Teter of Marion of the Committee on Retrenchment and Reform, submitted the following report:

CONCURRENT RESOLUTION.

MR. SPEAKER—Your Committee on Retrenchment and Reform to whom was referred Senate Concurrent Resolution, relative to the employment of extra help, beg leave to report that we have had the same under consideration, and we recommend that said resolution be amended by the adoption of the following substitute in lieu thereof:

*Be it Resolved by the House, the Senate concurring,* That the Committee on Retrenchment and Reform of the Senate and the committee of the House on Retrenchment and Reform, be a committee to select and employ extra help for the Thirty-second General Assembly, and to fix the compensation therefor.

L. D. TETER,  
E. W. WEEKS,  
F. F. JONES,  
*Committee.*

Report adopted.

Resolution adopted.

PETITIONS AND MEMORIALS.

Van Houten of Taylor presented remonstrance of constituents protesting against granting a pardon to M. B. Foster, serving a life sentence for the murder of Emmet Reed.

Referred to Committee on Pardons.

INTRODUCTION OF BILLS.

By Hambleton of Mahaska, House File No. 14, a bill for an act to prohibit the corrupt influencing of agents, employes or servants in relation to the principal's, employer's or master's business, and to provide a penalty therefore.

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

By Hambleton of Mahaska, House File No. 15, a bill for an act to amend Section Two Thousand Eight Hundred Fourteen (2814) of the Code relative to school house sites.

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

By Schoenenberger of Madison, House File No. 16, a bill for an act relating to Road Tax and amending Section One Thousand Five Hundred Twenty-eight (1528) of the Code and Supplement to the Code.

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

By Teter of Marion, House File No. 17, a bill for an act to regulate charges on excess baggage on all railroads in this State, over five (5) miles in length, which are propelled by steam or electricity.

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

By Teter of Marion, House File No. 18, a bill for an act to repeal Section Three Thousand One Hundred Thirty-five (3135) of the Code, relative to the liability of common carriers for damages occasioned to baggage or other property belonging to travelers, and to enact a substitute therefor.

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

White of Story presented the following resolution, which was passed on file:

MR. SPEAKER—I move that a committee of five be appointed, none of whom shall be the chairman of any committee having the appointment of a clerk, to determine the qualifications of all appointees as committee clerks, in conformity with the report of the committee heretofore adopted relative to the qualifications of such clerks. Said committee to report to this body the names of the appointees whose qualifications entitle them to clerkships in this House. The Chief Clerk is hereby instructed not to place the name of any such appointee on the pay roll unless such appointee is recommended by the committee created by this resolution. That the Chief Clerk procure badges for the Committee Clerks, and that clerks wear these badges while on duty, and that all of such qualified clerks be required to report to the Chief Clerk on or before 8:30 o'clock A. M. of each day during this session and to remain on duty until 5:00 P. M., and that in default of such report the said Committee Clerk shall not be entitled to pay for that day.

MOTION TO RECONSIDER.

The following motion to reconsider was filed:

MR. SPEAKER—I move that the action of this House on the majority

report of the special committee on assignment of rooms and clerks be reconsidered.

ERNEST R. MOORE.

I second the motion. C. B. Paul.

Moore of Linn, having called up the motion to reconsider, moved its adoption.

Meredith of Cass and Lister of Grundy demanded a roll call.

On the question, shall the vote be reconsidered?

The yeas were:

Anderson, Conn, Doran, Harding, Inman, Kelley, Moore, Paul, Weeks, White—10.

The nays were:

Allred, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Calkins, Cassady, Clary, Cottrell, Darrah, DeMar, Dewell, Dodds, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Heles, Hickey, Hume, Jewell, Jones, Kellogg, Kendall, Kull, Lee, McAllister, McDonald, Maben, Mann, Marston, Mercer, Meredith, Miller of Dubuque, Miller of Bremer, Moore, Morris, Ofill, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sidey, Smith, Sparks, Springer, Stewart, Stilman, Swan, Swift, Van-Houten, Webster, Wolfe, Mr. Speaker—72

Absent or not voting:

Arney, Bonwell, Clarke, Corrie, Dow, Drury, Elliott, Feely, Hanna, Hanson, Harvey, Holmes, Koontz, Lister, Lowrey, McElrath, Mason, Nix, Shaffer, Sheldon, Stoltenberg, Sullivan, Teter, Welden, Wilson, Youde—26.

Motion to reconsider lost.

The hour of 11:00 o'clock having arrived, in pursuance of the previous arrangement, Lafe Young Jr., addressed the House on the behalf of the "Greater Des Moines Club."

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

Concurrent resolution relative to the appointment of joint committees to visit the several State institutions.

GEO. A. NEWMAN  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following substitute concurrent resolution adopted by the House in which the concurrence of the Senate was asked:

Substitute concurrent resolution relative to additional employes.

GEO. A. NEWMAN,  
*Secretary.*

On motion of Clary of Chickasaw, House File No. 2, a bill for an act to amend the law which appears as Chapter fifty-six (56), acts of the Thirtieth General Assembly, relating to the examination of Insurance Companies, was taken up and considered.

Van Houten of Taylor moved to amend House File No. 2, by striking out of the bill, in the fifth line of Section one (1) the words "three (3000) thousand" and inserting the words "twenty-seven (2700) hundred," in lieu thereof.

Amendment adopted.

## MOTION TO RECONSIDER.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which the amendment to House File No. 2 passed the House.

I second the motion.

L. W. INMAN,

J. F. MORRIS,

Motion to reconsider prevailed, and the question again called up on the adoption of the amendment.

Roll call demanded by Clary of Chickasaw and Hambleton of Mahaska.

On the question, shall the amendment be adopted?

The yeas were:

Allred, Bascom, Beery, Bergeson, Brandes, Calkins, Cassady, Cottrell, Dewell, Doran, Dunn, Dye of Decatur, Fenn, Fox, Geneva, Greenwood, Heles, Inman, Jewell, McAllister, Mann, Mason, Paul, Schenenberger, Smith, Van Houten, Youde—27.

The nays were:

Anderson, Baird, Balluff, Bauman, Bixby, Blackmore, Clary, Conn, Darrah, DeMar, Dodds, Dye of Pottawattamie, Earle, Feay, Felt, Flugum, Grier, Hackler, Hambleton, Hanson, Harding, Hickey, Hume, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, Lee, McDonald, McElrath, Maben, Marston, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Pierce, Price, Reaney, Reitz, Ritter, Schroeder, Schulte, Sidey, Sparks, Springer, Stewart, Stillman, Stoltenberg, Swift, Teter, Webster, Weeks, White, Wolfe, Mr. peaker—61.

Absent or not voting:

Arney, Bonwell, Clarke, Corrie, Dow, Drury, Elliott, Feely, Hanna, Harvey, Holmes, Lister, Nix, Ofill, Schaffer, Sheldon, Swan Welden, Wilson, Sullivan—20.

So the amendment was lost.

Clary of Chickasaw moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, Shall the bill pass?

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Brandes, Cassady, Clary, Conn, Darrah, DeMar, Dewell, Dodds, Dye of Decatur, Dye of Pottamattamie, Earle, Elliott, Feay, Felt, Flugum, Geneva, Grier, Hackler, Hambleton, Hanson, Harding, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mercer, Meredith, Miller of

Bremer, Miller of Dubuque, Moore, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Weeks, Welden, White, Wolfe, Mr. Speaker—79.

The nays were:

Bergeson, Calkins, Cottrell, Doran, Dunn, Fenn, Fox, Youde—8.

Absent or not voting:

Arney, Bonwell, Clarke, Corrie, Dow, Drury, Feely, Greenwood, Hanna, Harvey, Heles, Holmes, Lister, Mason, Nix, Ofill, Shaffer, Sheldon, Sullivan, Van Houten—21.

So the bill passed and the title was agreed to.

#### EXPLANATION OF VOTE.

I believe that the amendment to make salary twenty-seven hundred dollars (\$2,700) ought to have prevailed, but on account of House File No. 2 being an emergency bill I voted "Yea."

THOMAS GENEVA.

On motion of Stillman of Greene the House adjourned until 2:00 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

#### PETITIONS AND MEMORIALS.

Elliott of Page presented memorial of citizens of Page county relative to two-cent fare.

Referred to committee on Railroads and Commerce.

Jewell of Winneshiek presented petition relative to House File No. 4.

Referred to Committee on Judiciary.

Speaker Kendall presented communication from Railroad Commissioners relative to an enlargement of their powers.

Referred to Committee on Railroads and Commerce.

SENATE MESSAGES CONSIDERED.

Senate concurrent resolution relative to visiting of State Institutions was taken up and considered.

McAllister of Linn moved that the rule be suspended and that the resolution be acted upon.

Motion prevailed.

McAllister moved that the House concur in the said Senate resolution.

Motion prevailed.

So the House concurs.

COMMITTEE CLERKS.

The following were appointed committee clerks, and were duly sworn in:

Seth B. Weeks, Judiciary; Jennie Harden, Banks and Banking; Elsie Ringland, Agriculture, and Congressional Districts; Lee Raymond, Suppression of Intemperance, and Constitutional Amendments; Ella Clarkson, Soldiers' Orphans' Home, and Fish and Game; Eva Seevers, Mines and Mining, and Horticulture; Cora Harlis, Compensation of Public Officers, and Animal industry; Ida Berry, Military; Margaret E. Wing, Rules; Tress M. Clair, Public Library; Ada Brandes, Institution for Feeble Minded, and Institution for Deaf; Frank J. McCullough, Minority; Hattie E. King, Contest; Mabel Elwood, Minority; Mrs. Mabel Berry, Minority; Irene M. Bell, Public Health; Edith M. Pike, Claims, and Woman Suffrage; Ruth Woodruff, Speaker's Clerk.

On request leave of absence was granted Stewart of Washington until Monday.

The resolution of White of Story, relative to an examination of committee clerks as to their qualifications, was taken up and considered.

Hambleton of Mahaska moved to amend the resolution by inserting the following phrase after the word "clerks" in the fifth line,

“except where such committee require a clerk having special knowledge of the work of any committee in the judgment of this committee.”

Amendment adopted.

White of Story moved that the resolution as amended be adopted.

Morris of Sioux and McAllister of Linn demanded a roll call.

On the question, Shall the resolution be adopted?

The yeas were :

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Brandes, Calkins, Cassady, Clary, Conn, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawatamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schulte, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Swan, Swift, Webster, White, Wolfe, Youde, Mr. Speaker—78.

The nays were :

None.

Absent or not voting :

Arney, Beery, Bonwell, Clarke, Corrie, Cottrell, Darrah, Dow, Druruy, Elliott, Geneva, Hanna, Harvey, Holmes, Koontz, Lister, Miller of Bremer, Nix, Ofill, Schoenenberger, Schroeder, Shaffer, Sheldon, Sparks, Sullivan, Teter, Van Houten, Weeks, Welden, Wilson—30.

So the resolution was adopted.

On motion of McAllister of Linn the House adjourned until 10:00 o'clock, Monday morning, January 21, 1907.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, January 21, 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. W. O. Allen of Des Moines.

On request of Moore of Linn leave of absence was granted McAllister of Linn until Tuesday morning.

On request of Marston of Cerro Gordo leave of absence was granted Shaffer of Fayette until Tuesday morning.

Journal of Saturday, January 19th, was corrected and approved.

## PETITIONS AND MEMORIALS.

Van Houten of Taylor presented remonstrance of citizens of Taylor county against granting a pardon to M. B. Foster.

Referred to Committee on Pardons.

## INTRODUCTION OF BILLS.

By Clarke of Jefferson, House File No. 19, a bill for an act to amend Section Two Thousand Six Hundred Forty (2640) of the Code, relating to the departments of the State University and providing for economy in expenditures by combining the departments of Medicine and Homeopathic Medicine.

Read first and second time and referred to Committee on State University.

On request of Miller of Bremer leave of absence was granted Koontz of Johnson and Price of Warren until Tuesday.

The Speaker appointed the following members as the committee to pass upon the qualifications of committee clerks:

White of Story, Hackler of Webster, Moore of Linn, Grier of Poweshiek, Harding of Woodbury.

Speaker Kendall announced the following omissions to the previous list of standing committee assignments; and authorized the list to be corrected in accordance therewith:

Bauman of Van Buren was omitted from the Committee on Public Libraries.

Baird of Iowa was omitted from the Committees on Federal Relations and Pharmacy.

Calkins of Adams was omitted from the Committees on Horticulture and Pharmacy.

Feay of Lyon was omitted from the Committees on Institute for Feeble Minded and College for the Blind.

Heles of Dubuque was omitted from the Committee on Animal Industry.

Kull of Howard was omitted from the Committees on Animal Industry, Penitentiaries, and Military Affairs.

Kendall of Clinton was omitted from the Committees on Industrial Schools and Congressional Districts.

Miller of Dubuque was omitted from the Committees on Pharmacy and Engrossed Bills.

Schroeder of Crawford was omitted from the Committee on Pharmacy.

Sidey of Adair was omitted from the Committee on Horticulture.

Schoenenberger of Madison was omitted from the Committee on Elections.

Schulte of Clayton was omitted from the Committee on Municipal Corporations.

Springer of Buchanan was omitted from the Committee on Public Libraries.

Stillman of Greene was omitted from the Committee on Public Lands and Buildings.

White of Story was omitted from the Committee on Public Accounting.

Wolfe of Clinton was omitted from the Committee on Compensation of Public Officers.

Weeks of Guthrie of the Committee of Retrenchment and Reform submitted the following report and moved its adoption:

*To the President of the Senate and Speaker of the House:*

Your Committee on Retrenchment and Reform to whom was referred concurrent resolution relating to the subject of additional employes of

the Thirty-second General Assembly, beg leave to report that they have had the subject under consideration and the committee has instructed us to introduce a joint resolution covering their recommendations which is herewith submitted with the recommendation that same do pass.

Respectfully submitted,

JAS. A. SMITH,  
C. C. DOWELL,  
*Senate Committee.*  
E. W. WEEKS,  
F. F. JONES,  
*House Committee.*

Report adopted.

HOUSE JOINT RESOLUTION NO. 1.

Joint Resolution relating to the Selection of Additional Employes of the Thirty-second General Assembly, Fixing Their Compensation and Defining Their Duties:

*Be it Resolved by the General Assembly of the State of Iowa:*

SECTION 1. The Custodian is hereby authorized and directed to appoint eight persons to be designated as assistants to the Custodian, whose duties shall be by him determined, and whose salaries shall be sixty dollars per month each.

SEC. 2. The Secretary of State is hereby authorized and directed to appoint two clerks for service in the Document Room at a salary of sixty dollars per month each.

SEC. 3. The Secretary of the Executive Council is hereby authorized and directed to appoint a clerk for service in the Supply Department at a salary of sixty dollars per month.

SEC. 4. The Custodian is hereby authorized and directed to appoint three experienced elevator tenders at a salary of sixty dollars per month each.

SEC. 5. W. W. Hyzer of Guthrie county is hereby appointed mail carrier and W. J. Jones of Monroe county is hereby appointed assistant mail carrier.

SEC. 6. The Secretary of the Senate and Chief Clerk of the House are hereby directed to prepare a pay-roll of all employes appointed under this resolution, the same to be countersigned by the President of the Senate and Speaker of the House and presented to Auditor of State.

SEC. 7. The Secretary of State is hereby authorized to retain as many clerks, hereby appointed to serve in the Document Room, as he may deem necessary, for a period of time not exceeding two weeks after the adjournment of the Thirty-second General Assembly.

Read first and second time.

Weeks of Guthrie moved that the rule be suspended and that House Joint Resolution No. 1 be considered engrossed and read a third time now, which motion prevailed, and the Joint Resolution was read a third time.

On the question, shall the Joint Resolution be adopted:

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hambleton, Hanson, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schroeder, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, Wolfe, Youde, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Corrie, Dow, Drury, Grier, Hackler, Hanna, Harding, Harvey, Koontz, Lister, McAllister, Moore, Nix, Price, Schoenenberger, Schulte, Shaffer, Teter, White, Wilson—20.

So the Joint Resolution passed and the title was agreed to.

Weeks of Guthrie submitted the following Supplemental Resolution from the House Committee on Retrenchment and Reform and moved its adoption:

MR. SPEAKER—Your committee on the part of the House submits the following:

We recommend that G. F. Harwood be employed as Assistant Bill Clerk and that Lars Nelson be employed as Assistant File Clerk at sixty dollars (\$60) a month each, and that Arthur Crook be employed as Telephone Page at the same salary as paid the other pages.

E. W. WEEKS,  
F. F. JONES,  
*Committee.*

Resolution adopted.

## MESSAGE FROM THE SENATE.

The following message was received from the Senate:

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

Senate Joint Resolution No. 1, relative to selection of additional employes.

GEO. A. NEWMAN,

Weeks of Guthrie moved to reconsider the vote by which House Joint Resolution No. 1 passed to its third reading, and passed the House.

Motion seconded by Van Houten of Taylor.

Motion prevailed and reconsideration was ordered.

Weeks of Guthrie then moved that Senate Joint Resolution No. 1 be substituted for House Joint Resolution No. 1.

Motion prevailed.

On motion of Weeks of Guthrie, Senate Joint Resolution No. 1 relating to the selection of additional employes of the Thirty-second General Assembly, fixing their compensation and defining their duties, was taken up and considered.

Read first and second time.

Weeks moved that the rule be suspended, that the Senate Joint Resolution be considered engrossed and read a third time now, which motion prevailed, and the Senate Joint Resolution was read a third time.

On the question, shall the Joint Resolution pass?

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hambleton, Hanson, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Mere-

dith, Miller of Bremer, Miller of Dubuque, Morris, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schroeder, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, Wolfe, Youde, Mr. Speaker—89.

The nays were :

None.

Absent or not voting :

Corrie, Dow, Drury, Grier, Hackler, Hanna, Harding, Harvey, Koontz, McAllister, Moore, Nix, Price, Schoenenberger, Schulte, Shaffer, Teter, White, Wilson—19.

So the Senate Joint Resolution No. 1 was passed and the title was agreed to.

Van Houten of Taylor presented the following resolution, moved that the rule be suspended and that the resolution be adopted :

*Resolved.* That the Chief Clerk of the House be and is hereby directed to have printed one thousand copies of the pocket edition of the committees of the House of Representatives.

Resolution adopted.

On motion of Youde of O'Brien the House adjourned until 2:00 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

#### INTRODUCTION OF BILLS.

By Stillman of Greene, House Joint Resolution No. 2, proposing an amendment to the Constitution of the State of Iowa, additional to Section Eighteen (18), Article One (1) of said constitution.

Read first and second time and referred to Committee on Constitutional Amendments.

## HOUSE JOINT RESOLUTION, NO. 2.

House Joint Resolution, No. 2, proposing an amendment to the Constitution of the State of Iowa, additional to Section eighteen (18) of Article one (1) of said Constitution:

*Be it Resolved by the General Assembly of the State of Iowa:*

That there be added to Section eighteen (18) of Article one (1) of the Constitution of the State of Iowa, the following:

"The General Assembly, however, may pass laws permitting the owners of lands to construct drains, ditches, and levees for agriculture, sanitary and mining purposes across the lands of others, and provide for the organization of drainage districts, vest the proper authorities with power to construct and maintain levees, drains and ditches and to keep in repair all drains, ditches, and levees heretofore constructed under the laws of the State by special assessments upon the property benefitted thereby. The General Assembly may provide by law for the condemnation of such real estate as shall be necessary for the construction and maintenance of such drains, ditches and levees, and prescribe the method of making such condemnation." Be it further

*Resolved,* That the foregoing proposed amendment to the Constitution of the State of Iowa, having been adopted by the Thirtieth (30th) and the Thirty-first (31st) General Assemblies, in manner and form, and by the majority required by the Constitution of the State of Iowa, and the Statutes thereof, shall be submitted for ratification or rejection, by the electors of the State of Iowa, at the general election for State officers to be held in November, 1908.

By McDonald of Carroll House File No. 20, a bill for an act to amend Section Three Thousand Five Hundred Thirty-eight (3538) of the Code.

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

W. J. Jones of Buxton, Iowa, was duly sworn in as assistant mail carrier for the House.

Hambleton of Mahaska presented the following resolution:

WHEREAS, The toilet room of the House of Representatives is and has been from the opening of the session without a janitor or other person to look after and keep the same clean and in order; therefor be it

*Resolved,* That Henry McCravens of Des Moines is hereby appointed janitor in said toilet room during the Thirty-second General Assembly at the same compensation and same salary to be paid in the same manner as

provided for the regular janitors of said House of Representatives in the cloak room.

Passed on file.

On motion of Marston of Cerro Gordo the House adjourned until 10:00 o'clock Tuesday morning.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, January 22, 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. M. G. Rambo of Grand Junction.

Journal of Monday, January 21st, corrected and approved.

Seth B. Weeks, having been appointed temporarily to supply until the arrival of Frank Nichols, filed his resignation as clerk of the Judiciary Committee.

Speaker Kendall announced the appointment of the following Visiting Committees:

## VISITING COMMITTEES.

State University of Iowa, Lowrey of Colhoun, Kellogg of Harrison, Grier of Poweshiek.

State Agricultural College at Ames, Lister of Grundy, Felt of Clay, Stillman of Greene.

State Normal School at Cedar Falls, Jones of Montgomery, Inman of Floyd, Miller of Bremer.

Hospital for the Insane at Mt. Pleasant, Darrah of Lucas, Dodds of Des Moines, Moore of Linn.

Hospital for the Insane at Clarinda, Geneva of Keokuk, Smith of Wright, Jewell of Winneshiek.

Hospital for the Insane at Independence, Hume of Mitchell, Morris of Sioux, Heles of Dubuque.

Hospital for the Insane at Cherokee, McElrath of Woodbury, Youde of O'Brien, Pierce of Buena Vista.

Institute for Feeble Minded at Glenwood, Bixby of Delaware, Dye of Pottawattamie, DeMar of Davis.

Institution for the Deaf at Council Bluffs, Conn of Butler, Mann of Fremont, Swift of Shelby.

College for the Blind at Vinton, Dow of Franklin, Webster of Muscatine, Kendall of Clinton.

Industrial Schol at Mitchellville, Nix of Union, Sheldon of Ringgold, McDonald of Carroll.

Industrial School at Eldora, Weeks of Guthrie, Kelley of Polk, Feay of Lyon.

Soldiers' Home at Marshalltown, Maben of Hancock, Blackmore of Worth, Bonwell of Audubon.

Soldiers' Orphans' Home at Davenport, Dunn of Jackson, Shaffer of Fayette, Dewell of Cedar.

Penitentiary at Anamosa, McAllister of Linn, Hambleton of Mahaska, Holmes of Kossuth.

Penitentiary at Ft. Madison, Welden of Hardin, Feely of Black Hawk, Ritter of Des Moines.

Inebriate Asylum at Knoxville, Wilson of Tama, Fenn of Clarke, Price of Warren.

Van Houten of Taylor moved that the House proceed to the election of a United States Senator.

Motion seconded by Hambleton of Mahaska.

Motion prevailed.

McAllister of Linn, on behalf of the Republicans, placed in nomination the Hon. Jonathan P. Dolliver for United States Senator in Congress.

Feely of Black Hawk seconded the nomination of Mr. Dolliver.

Koontz of Johnson, on behalf of the Democrats, placed in nomination Claude R. Porter.

Clary of Chickasaw and Schulte of Clayton seconded the nomination of Mr. Porter.

There being no other nominations, the roll call was ordered.

Those voting for Jonathan P. Dolliver were:

Allred, Anderson, Arney, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Conn, Corrie, Darrah, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Potta-

wattamie, Elliott, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Lee, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Moore, Morris, Nix, Offill, Paul, Reaney, Shaffer, Sheldon, Smith, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—75.

Those voting for Claude R. Porter were:

Baird, Balluff, Bauman, Calkins, Clarke, Clary, Cottrell, DeMar, Earle, Feay, Geneva, Heles, Kendall, Koontz, Kull, McDonald, Miller of Bremer, Miller of Dubuque, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sidey, Sparks, Springer, Stewart, Swift, Wolfe—31.

Absent or not voting:

Hanna, Price.

Hon. Jonathan P. Dolliver, having received a constitutional majority, was declared elected by the House as United States Senator for the term commencing March 4, 1907.

Greenwood of Mills offered the following resolution and moved its adoption:

*Be it Resolved by the House, the Senate concurring, That a joint convention be held in the House on Wednesday, January 23, 1907, at 12 o'clock.*

The rule was suspended and the resolution was adopted.

#### PETITIONS AND MEMORIALS

Mason of Lee presented, in the matter of application of M. B. Foster for a pardon, a document entitled the "Presentation of the Case by the Applicant."

Referred to Committee on Pardons.

#### INTRODUCTION OF BILLS.

By Sidey of Adair, House File No. 21, a bill for an act legalizing the special election of the Town of Greenfield, Iowa, held Sep-

tember 10, 1906, for erection of water works or sewers, and voting bonds therefor.

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

By Anderson of Hamilton, House File No. 22, a bill for an act to amend section three hundred and thirty-seven (337) of the Code, in relation to the selection of jurymen.

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

By Beery of Henry, House File No. 23, a bill for an act to legalize the acts of the city council of Mt. Pleasant, Iowa, relative to the payment of its councilmen and appropriating money from its treasury for the sufferers from earthquake at San Francisco, California.

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

By Hanson of Humboldt, House File No. 24, a bill for an act entitled: "An act to confirm the title of F. C. Loverin in a strip of land on Section 15, Township 93 North, Range 34, West of the 5th Principal Meridian, lying between the true south boundary line of Rat Lake in said section; and authorizing the Executive Council to quit claim said strip to him."

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

By Sullivan of Polk, House File No. 25, a bill for an act prohibiting legislative counsel and agents from attempting to influence members of the Legislature other than by appearance before the committees thereof; also defining who are legislative counsel and agents and providing a penalty for the violation.

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

By Clarke of Jefferson, House File No. 26, a bill for an act creating a State Board of Examiners of graduate nurses and providing for the registration of nurses and the issuance of certi-

ficates thereto, and providing a punishment for persons assuming to be graduate or registered nurses who have not been registered as provided in this act.

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

By Clarke of Jefferson, House File No. 27, a bill for an act to amend chapter thirty-seven (37) of the Laws of the Thirty-first General Assembly, relating to the special election of township officers in newly created townships.

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

By Paul of Jones, House File No. 28, a bill for an act to amend section four thousand nine hundred and forty-three (4943) of the Code, relative to the penalty for the crime of prostitution.

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

By Jones of Montgomery, House File No. 29, a bill for an act to amend section seven (7) of chapter one hundred and nine (109) of the Laws of the Thirty-first General Assembly, relating to registration of births and deaths.

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

By Offill of Jasper, House File No. 30, a bill for an act to provide for the fencing of land by private landowners along public highways.

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

Stillman of Greene presented the following resolution and moved that the rule be suspended and that it be adopted:

*Resolved*, That a committee of two be appointed by the Speaker to procure a typewriting machine for the enrolling clerk.

Resolution adopted.

Speaker appointed Stillman of Greene and Koontz of Johnson as such committee.

On motion of Shaffer of Fayette, the House adjourned to 11 o'clock Wednesday morning, January 23, 1907.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, January 23, 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. Jos. A. Anderson of Boone.

Journal of Tuesday, January 22, corrected and approved.

## PETITIONS AND MEMORIALS.

Doran of Boone presented petition of citizens of Boone, asking the assessment of the shares of stock in rural telephone companies, as personal property.

Referred to Committee on Telegraph, Telephone and Express.

Stewart of Washington presented petition of citizens of Washington county, asking that a Constitutional amendment prohibiting the manufacture and sale of alcoholic liquors as a beverage, be submitted to the voters of Iowa.

Referred to Committee on Suppression of Intemperance.

Weeks of Guthrie presented petition of citizens of Guthrie county, asking an appropriation for the Benedict Home.

Referred to Committee on Appropriations.

Moore of Linn presented petition of citizens of Mt. Vernon, Linn county, relative to the creation of the office of State Marshal.

Referred to Committee on Suppression of Intemperance.

Clary of Chickasaw presented the following report of the Committee on Rules:

*To the Speaker of the House and the President of the Senate of the Thirty-second General Assembly:*

The Committee on Rules of the House and Senate met in joint session to consider joint rules for the government of the Thirty-second General Assembly and beg leave to submit the following report:

We recommend that the Joint Rules of the Thirty-first General Assembly be adopted as the Joint Rules of the Thirty-second General Assembly of the State of Iowa.

C. F. PETERSON,  
*Chairman of Senate Committee.*  
T. C. CLARY,  
*Chairman of House Committee.*

Passed on file.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

Concurrent resolution relative to holding a joint convention in the House Chamber on Wednesday, January 23, 1907, at 12 o'clock.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

A bill for an act to amend the law which appears as Chapter Fifty-six (56), Acts of the Thirtieth General Assembly, relating to examination of insurance companies.

GEO. A. NEWMAN,  
*Secretary.*

#### INTRODUCTION OF BILLS.

By Clary of Chickasaw, House File No. 31, a bill for an act to establish an insurance department and providing for an insurance commissioner.

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

By Clary of Chickasaw, House File No. 32, a bill for an act amending section one thousand seven hundred and ninety-four (1794) of the Code, relative to fraternal accident associations.

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

By Clary of Chickasaw, House File No. 33, a bill for an act to repeal chapter five (5) of title nine (9) of the Code and enact a substitute therefor.

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

By Holmes of Kossuth, House File No. 34, a bill for an act to amend section one thousand six hundred and sixty (1660) of the Code, relating to appropriations by boards of supervisors to agricultural associations.

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

By Moore of Linn, House File No. 35, a bill for an act legalizing the Iowa State Poultry Association, to define certain duties of said association; to make an annual appropriation therefor, and fixing a penalty for the misappropriation of any of the money hereby granted.

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

By Moore of Linn, House File No. 36, a bill for an act to authorize the payment of the cost of corporate suretyship upon official bonds.

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

By Moore of Linn, House File No. 37, a bill for an act to provide that any fiduciary required by the law to give a bond may include the expense thereof as a part of the lawful expense of executing his trust, etc.

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

By Moore of Linn, House File No. 38, a bill for an act to amend section three hundred and sixty (360) of the Code, when guaranty companies may be accepted as surety.

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

By Sullivan of Polk, by request, House File No. 39, a bill for an act to appropriate money for the payment of the claim of the heirs of John Bryan.

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

By Sullivan of Polk, House File No. 40, a bill for an act to amend section one thousand seven hundred and ninety-four (1794) of chapter seven (7) title nine (9) of the Code of Iowa, relating to fraternal beneficiary associations doing an exclusively accident insurance business and providing that the provisions of chapter eight (8) title nine (9) of the Code, so far as applicable, shall apply to such associations, and providing that such associations shall be exempt from other provisions of the statutes relating to life insurance companies.

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

By Brandes of Pottawattamie, House File No. 41, a bill for an act to provide for the payment, by counties, of a bounty for the destruction of pocket gophers.

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

By Brandes of Pottawattamie, House File No. 42, a bill for an act to provide for the times of holding the regular meetings of the board of supervisors and repealing section four hundred and twelve (412) of the Code.

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

By Brandes of Pottawattamie, House File No. 43, a bill for an act to repeal section four hundred and sixty-nine (469) of the Code and enacting a substitute therefor providing for the compensation of county supervisors.

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

By Dodds of Des Moines, House File No. 44, a bill for an act to amend an act of the Thirtieth General Assembly, entitled, "An act to promote the public health, convenience and welfare by leveeing, ditching and draining the lands of the State, and providing for the establishment of levees, drainage districts, or for the changing of natural water courses to secure better drainage, and providing for the construction of ditches, drains and water courses and prescribing the method for so doing, and providing for the assessment and collection of the costs and expenses of the same, and issuing improvement certificates or issuing and selling bonds therefor. Additional to title ten (10), chapter two (2) of the Code and Code Supplement."

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

By Clark of Jefferson, House File No. 45, a bill for an act to safeguard the public health, by regulating the manufacture and sale of patent and proprietary medicines and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner.

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

By Bixby of Delaware, House File No. 46, a bill for an act making an appropriation for the purchase of twenty thousand (20,000) railroad commissioners' official maps, to be distributed by the members of the General Assembly and Railroad Commissioners.

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

By Jones of Montgomery, House File No. 47, a bill for an act regulating disbursements of insurance companies.

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

By Jones of Montgomery, House File No. 48, a bill for an act to provide a method whereby assessment life associations may be reincorporated as legal reserve life insurance companies.

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

By Jones of Montgomery, House File No. 49, a bill for an act providing for a uniform policy to be used by all fire insurance companies doing business in the State of Iowa.

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

By Jones of Montgomery, House File No. 50, a bill for an act relating to rates of fraternal beneficiary societies.

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

By Jones of Montgomery, House File No. 51, a bill for an act to provide for the investment of the funds of fraternal beneficiary societies, orders and associations.

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

By Doran of Boone, House File No. 52, a bill for an act defining the duties of railroad companies in the shipment and transportation of live stock.

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

By Teter of Marion, House File No. 53, a bill for an act to amend section one thousand three hundred and eleven (1311) and section one thousand three hundred and twenty-two (1322) of the Code, relating to the assessment and taxation of moneys and credits and shares of stock of national banks.

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

By Bonwell of Audubon, House File No. 54, a bill for an act to require railway corporations, upon order of the Railway Commission, to maintain trains so as to prevent unreasonable delay to through traffic at points where connection is made with other lines.

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

Offill of Jasper presented the following resolution, and moved its adoption :

*Resolved*, That all Committee Clerks who were sworn in prior to examination and who passed said examination be placed on the payroll from the time they were first sworn in.

The rule was suspended, and the resolution adopted.

Hambleton of Mahaska called up resolution relative to toilet room janitors, and moved that it be referred to Committee on Retrenchment and Reform.

Motion prevailed, and resolution was so referred.

On request, the following were granted leave of absence until Tuesday :

Greenwood of Mills, Flugum of Winnebago, Mann of Fremont, Earle of Allamakee, Bauman of Van Buren, McAllister of Linn, Webster of Muscatine, Calkins of Adams, Kendall of Clinton, Schroeder of Crawford, Feay of Lyon, Balluff of Scott, Sidey of Adair, Dye of Pottawattamie, Reaney of Louisa, McElrath of Woodbury, Fox of Dallas, Fenn of Clarke, Brandes of Pottawattamie, Mercer of Pocahontas, Youde of O'Brien, Beery of Henry, Schoenenberger of Madison, Corrie of Ida, Pierce of Buena Vista, Baird of Iowa, Harvey of Osceola, Reitz of Lee, Cassady of Monona, Stewart of Washington, Harding of Woodbury, Drury of Sac, Clarke of Jefferson.

Dow of Franklin moved that a committee of two be appointed to notify the Senate that the House is ready to receive it in joint convention.

Motion prevailed.

The speaker appointed as such committee: Dow of Franklin, Stewart of Washington.

The Sergeant-at-Arms announced the arrival of the members of the Senate, who took seats on the west side of the House chamber.

#### JOINT CONVENTION.

The joint convention was called to order by Lieutenant Governor Garst, President of the joint convention, at 12:00 o'clock, noon.

The roll was then called and the following Senators and Representatives responded as present :

Allen, Allred, Anderson, Arney, Baird, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Bruce, Calkins, Cassady, Clarke of Jefferson, Clary, Conn, Corrie, Cottrell, Crossley, Darrah, DeArmand, DeMar, Dewell, DeWolf, Dodds, Doran, Dow, Dowell, Drury, Dunham, Dunn, Dye of Decatur, Dye of Pottawattamie, Eckles, Elerick, Elliott, Ericson, Feay, Feely, Felt, Fenn, Flugum, Foley, Frudden, Gilliland, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Hopkins, Hughes, Hume, Inman, Jackson, Jamison of Clarke, Jones of Mahaska, Jones of Montgomery, Kelley, Kellogg, Kendall of Clinton, Kendall of Monroe, Kimmel, Kinne, Koontz, Kull, Lambert, Lee, Lister, Lowrey, McDonald, McElrath, McKlveen, McManus, Maben, Mann, Marston, Mason, Mattes, Maytag, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Newberry, Nix, Offill, Paul, Peterson, Pierce, Reaney, Reitz, Ritter, Saunders, Schoenenberger, Schroeder, Schulte, Seeley, Shaffer, Sheldon, Sidey, Smith of Des Moines, Sparks, Springer, Stewart, Stillman, Stirton, Stoltenberg, Stookey, Stuckslager, Sullivan, Swan, Swift, Taylor, Teeter, Turner, VanHouten, Wade, Warren, Webster, Weeks, Welten, Whipple, White, Whiting, Wilson of Fayette, Wilson of Tama, Youde, Young—137.

Absent or not voting :

Balluff, Beery, Bleakly, Burgess, Clark of Poweshiek, Earle, Fox, Gale, Geneva, Greenwood, Harvey, Jamieson of Page, Jewell, McAllister, Nichols, Price, Smith of Mitchell, Smith of Wright, Wilson of Clinton, Wolfe—21.

President Garst announced the joint convention duly organized, with a quorum of members present.

The Secretary of the Senate then proceeded to read that part of the Journal of the Senate for Tuesday, January 22, 1907, pertaining to the vote for United States Senator in Congress.

The Chief Clerk of the House then proceeded to read that part of the Journal of the House for Tuesday, January 22, 1907, pertaining to the vote for United State Senator in Congress.

From the reading of the Journals, it appeared that on Tuesday, January 22, 1907, the Senate and House of Representatives balloted

separately for United States Senator in Congress, with the following result:

IN THE SENATE.

|                                    |    |
|------------------------------------|----|
| Jonathan P. Dolliver received..... | 35 |
| Claude R. Porter received .....    | 14 |
| Absent or not voting .....         | 1  |

IN THE HOUSE.

|                                    |    |
|------------------------------------|----|
| Jonathan P. Dolliver received..... | 75 |
| Claude R. Porter received:.....    | 31 |
| Absent or not voting .....         | 2  |

Senator Saunders of Pottawattamie moved that the joint convention now proceed to the election of a United States Senator in Congress, for the term commencing March 4, 1907.

Motion prevailed.

Roll call was ordered.

Those voting for Jonathan P. Dolliver were:

Allen, Allred, Anderson, Arney, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Bruce, Burgess, Cassady, Conn, Corrie, Crossley, Darrah, Dewell, Doran, Dow, Dowell, Drury, Dunham, Dunn, Dye of Decatur, Dye of Pottawattamie, Eckles, Elerick, Elliott, Ericson, Feely, Felt, Fenn, Flugum, Geneva, Gilliland, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hopkins, Hughes, Hume, Inman, Jackson, Jamison of Clarke, Jones of Mahaska, Jones of Montgomery, Kelley, Kellogg, Kendall of Monroe, Kimmel, Kinne, Lee, Lister, Lowrey, McElrath, McKlveen, Maben, Mann, Marston, Mason, Mattes, Maytag, Mercer, Meredith, Moore, Morris, Newberry, Nix, Ofill, Paul, Peterson, Reaney, Saunders, Seeley, Shaffer, Sheldon, Stillman, Stoltenberg, Stookey, Stuckslager, Sullivan, Swan, Teter, Turner, VanHouten, Warren, Webster, Weeks, Welden, Whipple, White, Wilson of Clinton, Wilson of Fayette, Wilson of Tama, Youde, Young—104.

Those voting for Claude R. Porter were:

Baird, Calkins, Clarke of Jefferson, Clary, Cottrell, DeArmand, DeMar, DeWolf, Dodds, Feay, Foley, Frudden, Heles, Kendall of

Clinton, Koontz, Kull, Lambert, McDonald, McManus, Miller of Bremer, Miller of Dubuque, Pierce, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Smith of Des Moines, Sparks, Springer, Stewart, Stirton, Swift Taylor, Wade, Whiting—36.

Absent or not voting:

Balluff, Bleakly, Bauman, Clarke of Poweshiek, Earle, Gale, Geneva, Greenwood, Jamieson of Page, Jewell, McAllister, Moon, Nichols, Sidey, Smith of Mitchell, Smith of Wright, Wilson of Clinton, Wolfe—18.

It thus being shown that Hon. Jonathan P. Dolliver received a majority of all votes cast in the Senate on Tuesday, January 22, 1907, a majority of all votes cast in the House on Tuesday, January 22, 1907, and a majority of all votes cast in the joint convention on Wednesday, January 23, 1907, President Garst declared Hon. Jonathan P. Dolliver duly elected as United State Senator in Congress for the term of six years, beginning March 4, 1907.

The following certificate of election was signed and read in the presence of the joint convention:

STATE OF IOWA,  
HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, January 23, A. D. 1907.

This is to certify that at a meeting of the two Houses of the General Assembly of the State of Iowa in joint assembly held on Wednesday, the twenty-third day of January, A. D., 1907, at noon, a majority of all the members being present, it was found upon examination of the journals of the Houses that upon the day before, the same being the second Tuesday after the meeting and organization of the General Assembly, each House had by roll call of the members present named Jonathan P. Dolliver for Senator in Congress for the State of Iowa for the term commencing on the fourth day of March, A. D. 1907; and the same person, to wit: Jonathan P. Dolliver, had received a majority of all the votes in each House. Whereupon said joint assembly formally declared said Jonathan P. Dolliver, of Ft. Dodge, Webster county, Iowa, duly elected Senator to represent the State of Iowa in the Congress of the United States for the term of six years beginning on the fourth day of March, A. D. 1907.

WARREN GARST,  
*President of Senate and Joint Assembly.*  
N. E. KENDALL,  
*Speaker of the House.*

GEO. A. NEWMAN,  
*Secretary of Senate.*  
C. R. BENEDICT,  
*Clerk of House of Representatives.*

Senator Jackson moved that the joint convention now proceed to the election of a State binder, State printer, and editor of the Code Supplement.

Senator Saunders moved to amend the motion by incorporating therein a provision for the selection of a member of the State University board of regents from the First district to fill a vacancy caused by the resignation of Judge W. I. Babb.

Representative VanHouten moved as a substitute for the pending motions that the joint convention proceed to the election of a State printer and State binder.

Substitute lost.

Amendment offered by Senator Saunders adopted.

Original motion, as amended, adopted.

Senator Dowell presented the following resolution, and moved its adoption :

*Resolved, by the Joint Convention of the Thirty-second General Assembly, That E. D. Chassell be and is hereby elected State Binder for the term beginning January 1, 1909, and that Emory H. English be and is hereby elected State Printer for the term beginning January 1, 1909.*

Roll call ordered on the resolution.

On the question, " Shall the resolution be adopted?"

The yeas were :

Allen, Anderson, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Bruce, Calkins, Cassady, Clary, Conn, Corrie, Crossley, Darrah, Dewell, Doran, Dow, Dowell, Drury, Dunham, Dunn, Dye of Decatur, Dye of Pottawattamie, Eckles, Elerick, Ericson, Feay, Feely, Felt, Fenn, Flugum, Foley, Gilliland, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hopkins, Hughes, Hume, Inman, Jackson, Jamison of Clarke, Jones of Mahaska, Jones of Montgomery, Kelley, Kellogg, Kendall of Clinton, Kendall of Monroe, Kimmel, Kinne, Koontz, Lee, Lister, Lowrey, McElrath, McKlveen, Maben, Mann, Marston, Mason, Mattes, Maytag, Mercer, Meredith, Miller of Dubuque, Morris, Newberry, Nix, Paul, Peterson, Pierce, Reaney,

Ritter, Saunders, Seeley, Shaffer, Sheldon, Springer, Stillman, Stircon, Stoltenberg, Stookey, Stuckslager, Sullivan, Swan, Teter, Turner, VanHouten, Wade, Warren, Webster, Weeks, Welden, Whipple, White, Whiting, Wilson of Clinton, Wilson of Fayette, Wilson of Tama, Youde, Young—111.

Nays were none.

So the resolution was declared adopted.

President Garst announced that Emory H. English, having received a majority of all the votes cast and a majority of all the votes of the joint convention, was declared duly elected State printer; and E. D. Chassell, having received a majority of all the votes in the joint convention, was declared duly elected State binder.

The following certificates of election were then signed and read in the presence of the joint convention:

STATE OF IOWA,

HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, January 23, A. D. 1907.

This is to certify that at an election by the two Houses of the Thirty-second General Assembly of the State of Iowa in joint convention on the twenty-third day of January, A. D. 1907, for the purpose of electing a State Binder, E. D. Chassell, of Le Mars, Plymouth county, Iowa, having received a majority of all the votes cast for said office, was duly elected State Binder for the term of two years 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 January, A. D. 1907.

WARREN GARST,

*President of the Senate and Joint Convention.*

N. E. KENDALL,

*Speaker of the House.*

GEO. A. NEWMAN,

*Secretary of Senate.*

C. R. BENEDICT,

*Clerk of House of Representatives.*

HALL OF THE HOUSE OF REPRESENTATIVES.

STATE OF IOWA,

DES MOINES, January 23, A. D. 1907.

This is to certify that at an election by the two Houses of the Thirty-second General Assembly of the State of Iowa in joint convention on the

twenty-third day of January, A. D. 1907, for the purpose of electing a State Printer, Emory H. English, of Mason City, Cerro Gordo county, Iowa, 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 twenty-third day of January, A. D. 1907.

WARREN GARST,

*President of the Senate and Joint Convention.*

N. E. KENDALL,

*Speaker of the House.*

GEO. A. NEWMAN,

*Secretary of Senate.*

C. R. BENEDICT,

*Clerk of House of Representatives.*

Senator Jackson offered the following resolution, and moved its adoption:

*Resolved, by the Joint Convention of the Thirty-second General Assembly, That C. N. Jepson, of Woodbury county, be and is hereby elected editor of the Code Supplement; and that Hon. John J. Seerley, of Des Moines county be and is hereby elected Regent for the State University from the First Congressional District to fill the vacancy caused by the resignation of Hon. W. I. Babb, for the term which expires May 1, 1912.*

Roll call ordered.

On the question, " Shall the resolution be adopted?"

The yeas were:

Allen, Anderson, Arney, Baird, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Bruce, Calkins, Cassady, Clarke of Jefferson, Clary, Conn, Corrie, Darrah, DeArmand, Dewell, DeWolf, Dodds, Doran, Dow, Dowell, Drury, Dunham, Dunn, Dye of Decatur, Dye of Pottawattamie, Eckles, Elerick, Ericson, Feely, Felt, Flugum, Frudden, Gilliland, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Holmes, Hopkins, Hughes, Hume, Inman, Jackson, Jamison of Clarke, Jones of Mahaska, Jones of Montgomery, Kelley, Kellogg, Kendall of Clinton, Kendall of Monroe, Kimmel, Kinne, Koontz, Kull, Lee, Lister, Lowrey, McElrath, McKlveen, McManus, Maben, Mann, Marston, Mason, Mattes, Maytag, Mercer, Meredith, Miller of Dubuque, Morris, Newberry, Nix, Offill, Paul, Peterson, Pierce,

Price, Reaney, Reitz, Ritter, Saunders, Schroeder, Schulte, Seeley, Shaffer, Sheldon, Smith of Des Moines, Springer, Stillman, Stirton, Stoltenberg, Stookey, Stuckslager, Sullivan, Swan, Swift, Taylor, Teter, Turner, Van Houten, Wade, Warren, Webster, Weeks, Welden, Whipple, Whiting, White, Wilson of Clinton, Wilson of Fayette, Wilson of Tama, Youde, Young—123.

Nays were none.

President Garst declared that C. N. Jepson, having received a majority of all the votes cast and a majority of all the votes of the joint convention, was duly elected as editor of the Code Supplement; and that Hon. John J. Seerley, having received a majority of all votes cast and a majority of all votes of the joint convention, was duly elected as member of the State University board of regents from the First district.

The following certificates of election were then signed and read in the presence of the joint convention:

STATE OF IOWA,  
HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, January 23, A. D. 1907.

This is to certify that at an election by the two Houses of the Thirty-second General Assembly of the State of Iowa in joint convention on the twenty-third day of January, A. D. 1907, for the purpose of electing Editor of Code Supplement, C. N. Jepson, of Sioux City, Woodbury county, Iowa, having received a majority of all the votes cast for said office, was declared duly elected as Editor of the Code Supplement.

Signed in the presence of the joint convention, this twenty-third day of January, A. D. 1907.

WARREN GARST,  
*President of the Senate.*

N. E. KENDALL,  
*Speaker of the House of Representatives.*

GEO. A. NEWMAN,  
*Secretary of Senate.*

C. R. BENEDICT,  
*Chief Clerk of the House.*

STATE OF IOWA,  
HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, January 23, A. D. 1907.

This is to certify that at an election by the two Houses of the Thirty-second General Assembly of the State of Iowa in joint convention on the twenty-third day of January, A. D. 1907, for the purpose of electing the officers of the various State institutions, John J. Seerley, of Burlington,

Des Moines county, Iowa, having received a majority of all the votes cast for said office, was declared duly elected as Regent of the State University, to fill vacancy, for the term ending May 1st, 1912, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this twenty-third day of January, A. D. 1907.

WARREN GARST,  
*President of the Senate.*

N. E. KENDALL,  
*Speaker of the House of Representatives.*

GEO. A. NEWMAN.

*Secretary of the Senate.*

C. R. BENEDICT,

*Chief Clerk of the House.*

Senator Saunders moved that a committee of one from the Senate and two from the House be appointed to notify Hon. Jonathan P. Dolliver of his election by the joint convention and to invite him to appear before the convention.

Motion prevailed.

President Garst appointed as such committee: Senator Saunders and Representatives Bergeson and Schulte.

Senator Allen presented the following resolution, and moved its adoption:

*Resolved,* That the Joint Convention of the Senate and House do now proceed to the election of a Regent of the State University from the Tenth Congressional District to succeed J. H. Allen, and that E. K. Winne, of Humboldt, be elected to said position.

Motion prevailed to proceed to election of regent from the Tenth district.

Roll call ordered on the question of the election of E. K. Winne.

On the question, "Shall E. K. Winne be elected as regent from the Tenth district?"

The yeas were:

Allen, Anderson, Arney, Baird, Balluff, Bascom, Beery, Bixby, Brandes, Bruce, Calkins, Cassady, Clarke of Jefferson, Clary, Conn, Corrie, Darrah, DeArmand, DeMar, Dewell, DeWolf, Dodds, Doran, Dow, Dowell, Drury, Dunham, Dunn, Dye of

Decatur, Dye of Pottawattamie, Eckles, Elerick, Ericson, Feely, Fenn, Flugum, Foley, Gilliland, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hopkins, Hughes, Hume, Inman, Jackson, Jones of Montgomery, Kelley, Kendall of Clinton, Kendall of Monroe, Kinne, Koontz, Kull, Lee, Lowrey, McElrath, McKlveen, McManus, Maben, Marston, Mattes, Maytag, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Newberry, Nix, Ofill, Paul, Peterson, Pierce, Reaney, Reitz, Ritter, Schroeder, Seeley, Shaffer, Sheldon, Smith of Des Moines, Stillman, Stirton, Stoltenberg, Stookey, Stuckslager, Sullivan, Taylor, Teter, Turner, Van Houten, Wade, Warren, Webster, Weeks, Welden, Whipple, Whiting, Wilson of Fayette, Wilson of Tama, Young—108.

Nays were none.

President Garst declared that E. K. Winne, having received a majority of all votes cast and a majority of all votes in the joint convention, was duly elected as a member of the State University board of regents from the Tenth Congressional district.

The following certificate was signed and read in the presence of the joint convention :

STATE OF IOWA,  
HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, January 23, A. D. 1907.

This is to certify that at an election by the two Houses of the Thirty-second General Assembly of the State of Iowa in joint convention on the twenty-third day of January, A. D. 1907, for the purpose of electing the officers of the various State institutions, Hon. E. K. Winne, of Humboldt, Humboldt county, Iowa, having received a majority of all the votes cast for said office, was declared duly elected as Regent of the State University, to fill vacancy, for the term, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this twenty-third day of January, A. D. 1907.

WARREN GARST,  
*President of the Senate.*

N. E. KENDALL,  
*Speaker of the House of Representatives.*

GEO. A. NEWMAN,  
*Secretary of the Senate.*

C. R. BENEDICT,  
*Chief Clerk of the House.*

Senator Dolliver then appeared, escorted by the special com-

mittee, and was introduced by President Garst. He responded with a brief address.

Proceedings of the joint convention were read, corrected and approved.

On motion of Senator Gilliland, the joint convention was dissolved.

The house reconvened.

Speaker Kendall in the chair.

The resignation of Mary Reid, as Committee Clerk of Minority, was filed and accepted.

Chief Clerk assigned a seat in Press Gallery to C. A. Weaver, of the Sioux City Journal, and delivered to him key No. 7.

On motion of Schulte of Clayton, the House adjourned.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, January 28, A. D., 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by Rev. E. T. Hagerman of Des Moines.

The Speaker directed a roll call to be taken to determine the question of the presence of a quorum, and the following members reported as present:

Allred, Anderson, Bergeson, Blackmore, Bonwell, Clarke, Conn, Darrah, Doran, Feely, Geneva, Greenwood, Hackler, Hambleton, Hanson, Inman, Jones, Kelley, Kellogg, Lee, Lister, Lowrey, McAllister, McDonald, Marston, Mason, Meredith, Miller of Dubuque, Miller of Bremer, Moore, Nix, Paul, Pierce, Price, Ritter, Schoenenberger, Schulte, Sheldon, Smith, Sparks, Stillman, Stoltenberg, Sullivan, Swan, Teter, Weeks, Welden, White, Wilson, Mr. Speaker—51.

The absent were:

Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Brandes, Calkins, Cassady, Clary, Corrie, Cottrell, DeMar, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Grier, Hanna, Harding, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Kendall, Koontz, Kull, McElrath, Maben, Mann, Mercer, Morris, Offill, Reaney, Reitz, Schroeder, Shaffer, Sidey, Springer, Stewart, Swift, Van Houten, Webster, Wolfe, Youde—57.

The roll call disclosed that there was not a quorum present and the Speaker ordered a recess until 2:30 o'clock p.m.

House reconvened, Speaker Kendall in the chair.

Journal of Wednesday, January 23, corrected and approved.

PETITIONS AND MEMORIALS.

Speaker Kendall presented petition of William Toole, asking pardon from the Anamosa penitentiary.

Referred to Committee on Pardons.

Lee of Emmet presented petition of farmers, shippers and citizens of Emmet county, relative to the enactment of a National and State Reciprocal Demurrage measure.

Referred to Committee on Railroads and Commerce.

Schulte of Clayton presented petition of citizens of Volga City, Iowa, relating to an appropriation for the Benedict Home.

Referred to Committee on Appropriations.

REPORT OF COMMITTEE ON ENROLLED BILLS.

Stillman of Greene, 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 Joint Resolution No. 1, a resolution relating to the selection of additional employes of the Thirty-second General Assembly, fixing their compensation and defining their duties.

PAUL E. STELTMAN,  
*Chairman.*

Adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled Senate Joint Resolution No. 1, a resolution relating to the selection of additional employes

of the Thirty-second General Assembly, fixing their compensation and defining their duties.

W. B. SEELEY,  
*Chairman Senate Committee.*  
PAUL E. STILLMAN,  
*Chairman House Committee.*

Adopted.

The Speaker announced that he had signed in the presence of the House, Senate Joint Resolution No. 1.

#### INTRODUCTION OF BILLS.

By McAllister of Linn, by request, House File No. 55, a bill for an act to amend the law as it appears in section two thousand two hundred eleven (2211) of the Supplement to the Code, and to amend section twelve (12) of chapter seventy-seven (77) of the Acts of the Thirtieth General Assembly, and section eighteen (18) of chapter ninety-one (91) of the Thirty-first General Assembly, and to repeal section fourteen (14) of chapter ninety-one (91) of the Acts of the Thirty-first General Assembly, and to enact a substitute therefor and to provide for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued them by the State for military purposes.

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

By Sparks of Wapello, House File No. 56, a bill for an act entitled, "An Act to promote the safety and health of employes and passengers upon street railways."

Read first and second time and referred to Committee on Private Corporations.

By Schulte of Clayton, House File No. 57, a bill for an act giving cities and towns the power to make, enforce and maintain ordinances, rules and regulations affecting motor vehicles within the corporate limits of such cities and towns.

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

By Bonwell of Audubon, House File No. 58, a bill for an act to

require railway corporations upon order of the Board of Railway Commissioners to operate motor cars.

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

By Hackler of Webster, House File No. 59, a bill for an act to amend chapter sixty-eight (68) of the laws of the Thirtieth General Assembly of Iowa relative to the establishment of levees, ditches, drains and water courses, and to amend sections eleven (11) and fourteen (14) thereof.

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

By Hackler of Webster, House File No. 60, a bill for an act which amends a law which appears as chapter sixty-eight (68) of the laws of the Thirtieth General Assembly of Iowa relative to the establishment of levees, drains, ditches and water courses, and providing for the employment of counsel by the Board of Supervisors and for the defense of appeals, additional to title ten (10), chapter two (2) of the Code and Code Supplement and laws of the Thirtieth General Assembly.

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

By Hackler of Webster, House File No. sixty-one (61), a bill for an act relating to liability of corporations operating railways, and repealing a law which appears as section two thousand seventy-one (2071) of the Code and two thousand seventy-one (2071) of the Code Supplement, and enacting a substitute therefor.

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

By Bergeson of Palo Alto, House File No. 62, a bill for an act to amend section four hundred and sixty-nine (469) of the Code of 1897, relating to the compensation of the members of the county board of supervisors.

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

By Darrah of Lucas, House File No. 63, a bill for an act to amend section two thousand and fifty-seven (2057) of the Code, relating to fences required by railroad companies.

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

By Darrah of Lucas, House File No. 64, a bill for an act to amend section forty-two (42) of the Acts of the Thirty-first General Assembly, relating to election boards.

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

By Marston of Cerro Gordo, House File No. 65, a bill for an act to safeguard the travelling public and employes upon railroads by limiting the hours of service of employes thereon. Additional to chapter five (5) title ten (10) of the Code.

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

By Marston of Cerro Gordo, by request, House File No. 66, a bill for an act providing for district sanitary conventions.

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

By Schulte of Clayton, House File No. 67, a bill for an act to amend section one thousand six hundred and seventy-five (1675) of the Supplement to the Code, relative to State aid for farmers' institute.

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

By Schulte of Clayton, House File No. 68, a bill for an act to amend section two thousand three hundred and forty-eight (2348) of the Code, relative to bounties on wild animals.

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

By Pierce of Buena Vista, House File No. 69, a bill for an act to amend section three thousand four hundred and ninety-six

(3496) of the Code, relative to the place and manner of bringing action on written contracts.

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

By Pierce of Buena Vista, House File No. 70, a bill for an act to amend section one thousand four hundred and thirty-two (1432) of the Code, relative to issuing duplicates of lost or destroyed tax sale certificates.

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

By Paul of Jones, House File No. 71, a bill for an act to legalize the acts and proceedings of the city council of the City of Anamosa, Iowa, relative to the construction of permanent sidewalks; and relative to the change of grade of a certain street.

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

By Weeks of Guthrie, by request, House File No. 72, a bill for an act to amend section four thousand three hundred and forty-one (4341) of the Code, relating to actions of mandamus.

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

By Miller of Bremer, House File No. 73, a bill for an act to amend the law, as the same appears in section one thousand three hundred and four-A (1304-A) of the Supplement to the Code, relating to the exemption of property from taxation.

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

On request of Nix of Union, leave of absence was granted Van Houten of Taylor until Thursday.

The committee appointed to prepare a memorial resolution relative to the life and public services of Thomas C. Beach, submitted its report which, under a suspension of the rule, was adopted by a rising vote.

Unanimous consent being given, Hambleton of Mahaska, occupying seat No. 8, was permitted to select seat No. 13 not previously assigned, and Weeks of Guthrie permitted to occupy seat No. 8, vacated by Mr. Hambleton.

On motion of Weeks of Guthrie, the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, January 29, A. D. 1907.

House met pursuant to adjournment.

Speaker Pro Tempore Hambleton in the chair.

Prayer was offered by Rev. J. B. Jones of Conrad.

Journal of Monday, January 28, was corrected and approved.

G. F. Harwood took and subscribed to the oath of office, and began his duties as assistant bill clerk.

Clary of Chickasaw called up the report of the Joint Committee on Rules, previously submitted, and moved its adoption.

Motion prevailed and report adopted.

## PETITIONS AND MEMORIALS.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against the pardon of Albert Parnitzke.

Referred to Committee on Pardons.

On request of Feely of Black Hawk, leave of absence was granted Holmes of Kossuth until Wednesday.

## CORRECTION OF MILEAGE.

The committee appointed to fix the mileage of members, reported the following correction on the list previously submitted:

|                                                                                     |         |
|-------------------------------------------------------------------------------------|---------|
| The mileage of Ward Wilson should have been for 274 miles at 5 cents per mile ..... | \$13.70 |
| Check was made for 137 miles at 5 cents per mile.....                               | 6.85    |
| Balance due Ward Wilson.....                                                        | \$ 6.85 |

J. F. OFFILL,  
WILLIAM D. DODDS,  
OTIS F. HOLMES,  
*Committee.*

## INTRODUCTION OF BILLS.

By Weeks of Guthrie, House File No. 74, a bill for an act to amend section three hundred and thirty-seven (337) of the Code, relating to judges of election returning jury lists.

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

By Weeks of Guthrie, House File No. 75, a bill for an act making appropriations for swine barns with show ring, a steel constructed amphitheater and additional land at the Iowa State Fair and Exposition Grounds.

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

By Blackmore of Worth, by request, House File No. 76, a bill for an act to amend section four thousand and eleven (4011) of the Code, relating to the exemption from liability for debt for personal earnings.

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

By Offill of Jasper, House File No. 77, a bill for an act to regulate the use and sale of fire-crackers and other toy fire arms.

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

By Bauman of Van Buren, by request, House File No. 78, a bill for an act to legalize the acts and resolutions passed by the Board of Supervisors of Van Buren county, Iowa, making final settlement with H. L. McGrew, County Treasurer of said county, and releasing said H. L. McGrew and his bondsmen from liability on account of loss by reason of the deposit of county and other funds in the private banking house of E. H. Skinner & Co.

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

By McAllister of Linn, House File No. 79, a bill for an act providing for the compilation of a roster of Iowa soldiers, sailors and marines in the war with Mexico and the war of the Rebellion,

the Spanish-American and Philippine wars, including military service in Spirit Lake expedition and other service against the Indians, and of soldiers, sailors and marines of other states and territories living in Iowa, and making an appropriation therefor.

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

By Sullivan of Polk, House File No. 80, a bill for an act to amend section two thousand and seventy-two (2072) of the Code, in relation to signals at road crossings.

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

By Sullivan of Polk, by request, House File No. 81, a bill for an act to amend section five hundred and twenty (520) of the Code, in relation to the examination of witnesses by the coroner, and to provide a reporter, to be appointed by the coroner, in counties having a population of more than fifty thousand (50,000), at inquests and investigations.

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

By Greenwood of Mills, by request, House File No. 82, a bill for an act to amend section four thousand and eleven (4011) of the Code, relating to the exemption from liability for debt for personal earnings.

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

By Moore of Linn, House File No. 83, a bill for an act to punish burglary with explosives.

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

By Kelley of Polk, House File No. 84, a bill for an act to prohibit and regulate, hospitals, institutions and places created for or maintained and used as lying in or maternity hospitals, or hospitals or places for the reception, care and treatment of women in labor.

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

By Clarke of Jefferson, by request, House File No. 85, a bill for an act to repeal section four thousand nine hundred and forty-six-b (4946-b), section four thousand nine hundred and forty-six-c (4946-c), section four thousand nine hundred and forty-six-d (4946-d), and section four thousand nine hundred and forty-six-e (4946-e) of the Supplement to the Code, relating to the disposition of unclaimed dead bodies, providing for their use for anatomical purposes, and providing penalties for violation, and to enact in lieu thereof the following:

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

On motion of Jones of Montgomery the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, January 30, A. D. 1907.

House met pursuant to adjournment.

Speaker Pro Tempore Hambleton in the chair.

Prayer was offered by Rev. Harry Kremers of Logan.

Journal of Tuesday, January 29, was corrected and approved.

On request of Conn of Butler, leave of absence was granted Shaffer of Fayette until Thursday.

On request of Arney of Marshall, leave of absence was granted Weeks of Guthrie until Thursday.

## PETITIONS AND MEMORIALS.

Harding of Woodbury presented petition of citizens and voters of Woodbury county, relative to the enactment of a measure providing for and regulating the practice of Optometry.

Referred to Committee on Public Health.

Clary of Chickasaw presented remonstrance of citizens of Chickasaw county against granting a pardon to Herman Boek.

Referred to Committee on Pardons.

Clary of Chickasaw presented petition of citizens of Chickasaw county, relative to House File No. 4.

Referred to Committee on Judiciary.

## REPORT OF COMMITTEES.

White of Story, from the special committee appointed to pass upon the qualifications of committee clerks, submitted the following report:

MR. SPEAKER—Your committee appointed to examine applicants for

committee clerkships as to their qualifications beg leave to report that the following named persons have taken the required examination and have been passed as having the necessary qualifications:

Ida Berry, Mabel Elwood, Lulu McCoy, Elizabeth Reynolds, Elsie Ringland, Marie Stegeman, Jennie Andrews, F. J. McCullough, Margaret E. Wing, Jennie Hardin, Edith M. Pike, W. W. Ainsworth, Mrs. Mabel Berry, Elizabeth Ertz, Gertrude E. Taylor, Cora Harlis, Hattie E. King, Ada Brandes, Tress M. Clair, Mary A. Reid, Frank Nickols, L. Cleland, W. A. Patterson, Ella Clarkson, A. C. Gustafson, Ethyl Chapin, Eleanor Lynch, Preston Craig, Duane D. Sammsom, Margaret I. Hamilton, M. W. Richmond, Ava Porter, Carr E. McDowell, Irene M. Bell.

We are informed that the above named persons have been sworn in as committee clerks for this body, and would recommend that they receive pay from the date on which they were first sworn in as State employes.

The following named persons have been examined and have been found to possess the required qualifications, but who as yet have no committee assignment:

Sophia Edmundson, Sara G. French, Gertrude Biggs, Florence Nelson, Miss Sandlusky, Clementine Gale, Katharyn McGuire, Mrs. G. H. Cash, Blanche Talbott, Ethel Cruikshank.

Your committee would further recommend that those clerks who, previous to the adoption of the resolution creating this committee, had been sworn in as employes of this House, receive pay from the date of taking the oath up to and including January 30th, and that their further services be then dispensed with.

In the case of W. W. Ainsworth, who has been appointed a clerk for the Committee on Railroads and Commerce, your committee found that he possessed qualifications which, in their judgment, would make him a particularly valuable assistant to the committee to which he was assigned, and they therefore recommend that he be employed as a clerk for that committee, notwithstanding the fact that he is not a stenographer.

Respectfully submitted,

GEO. C. WHITE,  
CHAS. W. HACKLER,  
ERNEST R. MOORE,  
W. L. HARDING,  
GEO. E. GRIER,

*Committee.*

Dow of Franklin moved to amend the report of committee to examine applicants for committee clerks in this: That all committee clerks sworn in prior to the action of the House on Saturday, the 19th day of January, 1907, who were satisfactory to the chairman of their committee, be retained as such clerks and that part of the committee's report which is in variance to this amendment be stricken from the report.

Clary of Chickasaw moved that the consideration of the report and amendment be made a special order for 11:00 o'clock tomorrow morning.

Roll call demanded by Paul of Jones and Moore of Linn.

On the question, "Shall the consideration be deferred?"

The yeas were:

Baird, Balluff, Bauman, Beery, Bixby, Bonwell, Calkins, Cassady, Clarke, Clary, Dewell, Dow, Dunn, Dye of Decatur, Earle, Feay, Felt, Fenn, Geneva, Greenwood, Hanna, Heles, Hickey, Inman, Jewell, Kendall, Koontz, Kull, McDonald, Meredith, Miller of Bremer, Miller of Dubuque, Offill, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Swift, Wolfe—48.

The nays were:

Allred, Arney, Bascom, Bergeson, Blackmore, Brandes, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Drury, Dye of Pottawattamie, Elliott, Feely, Flugum, Grier, Hackler, Hanson, Harding, Harvey, Holmes, Hume, Jones, Kelley, Kellogg, Lee, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Moore, Morris, Nix, Paul, Reaney, Stillman, Stoltenberg, Sullivan, Swan, Teter, Webster, Welden, White, Wilson, Youde—53.

Absent or not voting:

Anderson, Fox, Hambleton, Shaffer, Van Houten, Weeks, Mr. Speaker—7.

So the motion was lost.

Consideration of the amendment as proposed by Dow of Franklin was then resumed.

Roll call demanded by Dow of Franklin and Greenwood of Mills.

On the question, "Shall the amendment be adopted?"

The yeas were:

Clary, Dow, Geneva, Greenwood, Koontz, Miller of Bremer, Sparks, Springer, Stewart—9.

The nays were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Grier, Hackler, Hanna,

Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Schoenenberger, Schroeder, Schulte, Sheldon, Sidey, Smith, Stillman, Stoltenberg, Sullivan, Swan, Swift, Webster, Welden, White, Wilson, Wolfe, Youde—89.

Absent or not voting:

Balluff, Fox, Hambleton, Kull, Ritter, Shaffer, Teter, Van Houten, Weeks, Mr. Speaker—10.

So amendment was lost.

Report adopted.

In conformity with the foregoing report, and with House resolutions of January 19 and 23, 1907, the Chief Clerk's record shows the time of service of Committee Clerks to commence as follows, to-wit:

Saturday, January 19, 1907.—Seth B. Weeks, Judiciary; Jennie Harden, Banks and Banking; Elsie Ringland, Agriculture and Congressional Districts; Lee Raymond, Suppression of Intemperance and Constitutional Amendments; Ella Clarkson, Soldiers' Orphans' Home and Fish and Game; Eva Seevers, Mines and Mining, and Horticulture; Cora Harlis, Compensation of Public Officers, and Animal Industry; Ida Berry, Military; Margaret E. Wing, Rules; Tress M. Clair, Public Library; Ada Brandes, Institution for Feeble Minded, and Institution for Deaf; Frank J. McCulough, Minority; Hattie E. King, Contest; Mabel Elwood, Minority; Mrs. Mabel Berry, Minority; Irene M. Bell, Public Health; Edith M. Pike, Claims and Woman Suffrage.

Monday, January 21, 1907.—Lulu McCoy, Penitentiaries; Elizabeth Reynolds, Enrolled Bills; Marie Stegeman, Ways and Means; Jennie Andrews, Pardons; W. W. Ainsworth, Railroads; Elizabeth Ertz, Labor.

Tuesday, January 22, 1907.—Mary A. Reid, Minority (resigned January 23); Gertrude E. Taylor, Private Corporations; Frank Nichols, Judiciary; L. Cleland, Roads and Highways; W. A. Patterson, Municipal Corporations; A. C. Gustafson, Appropriations; Ethyl Chapin, Federal Relations.

Wednesday, January 23, 1907.—Eleanor Lynch, Minority; Preston Craig, Hospital for Insane; Duane D. Sampson, Elections.

Monday, January 28, 1907.—Margaret I. Hamilton, Insurance.

Tuesday, January 29, 1907.—Mrs. M. W. Richmond, Pharmacy; Ava Porter, Schools and Text Books.

Thursday, January 31.—Clementine Gale, Constitutional Amendments; Carr E. McDowell, Telegraph, Telephones and Express.

Swift of Shelby presented the following resolution:

*Resolved*, That the persons named this day in the report of the committee appointed to pass upon the qualifications of Committee Clerks be and the same are hereby declared to be all and the only Committee Clerks to be employed by the House of Representatives during the Thirty-second General Assembly

Laid over under Rule 34.

McAllister of Linn presented the following resolution:

WHEREAS, The American flag is being used in the basement of this Capitol to decorate a lunch counter; therefore, be it

*Resolved*, That we protest against the use of the flag for such a purpose as it is the sacred emblem of our country, and its use for such purposes has a tendency to lower it in the estimation of all classes of our citizens.

Laid over under Rule 34.

#### INTRODUCTION OF BILLS.

By Hanson of Humboldt, House File No. 86, a bill for an act to require railroads to stop passenger trains when signalled to do so.

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

By Hanson of Humboldt, House File No. 87, a bill for an act to amend the law as it appears in section four hundred sixty-nine (469), title four (4), chapter one (1) of the Code relating to the compensation of supervisors.

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

By Wolfe of Clinton, House File No. 88, a bill for an act to amend section four thousand one hundred and twenty (4120) of the Code relative to the time for filing abstract in the Supreme Court.

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

By Wolfe of Clinton, House File No. 89, a bill for an act to amend section five thousand four hundred and forty-eight (5448) of the Code fixing the time for appeal in criminal cases.

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

By Wolfe of Clinton, House File No. 90, a bill for an act relative to the expense of fees for surety bonds of Trustees, Guardians, Executors and Administrators.

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

By Wolfe of Clinton, House File No. 91, a bill for an act relative to the appointment of non-residents of the State as Executors.

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

By Reaney of Louisa, by request, House File No. 92, a bill for an act to amend section one thousand six hundred sixty-one (1661) of the Supplement to the Code relative to State aid to district or county agricultural societies.

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

By Bonwell of Audubon, House File No. 93, a bill for an act to amend section two thousand two hundred sixty-six (2266) of the Code, requiring insanity commissioners to ascertain who is responsible for care and keeping of insane persons, and report same to county auditor.

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

By Brandes of Pottawattamie, House File No. 94, a bill for an act to provide for the admission of deaf and dumb persons to the School for the Deaf at Council Bluffs and the maintenance thereof. (Amendatory of chapter two (2), title thirteen (13) of the Code relating to the School for the Deaf.)

Read first and second time and referred to Committee on School for Deaf.

By Brandes of Pottawattamie, House File No. 95, a bill for an act to amend section one (1), chapter one hundred and twenty-two (122) of the Laws of the Twenty-ninth General Assembly, relating to the support of the Iowa School for the Deaf at Council Bluffs.

Read first and second time and referred to Committee on School for Deaf.

By Geneva of Keokuk, House File No. 96, a bill for an act to amend section seven hundred ninety-two (792) of the Code relating to street improvements and special assessments and conferring upon incorporated towns the same powers possessed by cities in respect thereto.

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

By Harding of Woodbury, House File No. 97, a bill for an act to amend section three thousand one hundred and eighty (3180) of the Code of Iowa, relating to judgment in divorce actions.

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

By Jewell of Winneshiek, House File No. 98, a bill for an act to amend sections one thousand one hundred thirty-seven-b (1137-b) one thousand one hundred thirty-seven-f (1137-f) one thousand one hundred thirty-seven-g (1137-g) of chapter three-a (3-a) of the Supplement to the Code.

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

By Kelley of Polk, by request, House File No. 99, a bill for an act to amend sections two thousand five hundred fifty-five (2555) and two thousand five hundred fifty-six (2556) of the Code relating to the care and propagation of fish and the protection of birds and game.

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

By Feely of Black Hawk, House File No. 100, A bill for an act making appropriations for the State Normal School.

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

By Sullivan of Polk, by request, House File No. 101, a bill for an act appropriating money to J. H. Cownie, Jr., R. R. McCutcheon, and F. M. Hubbell as trustees, to reimburse them for funds advanced and used in the purchase of a tract of land for the State as an addition to the State Fair Grounds.

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

On motion of Geneva of Keokuk, the House adjourned until 10:00 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, January 31, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by Rev. R. S. Weinland of Shelby.

Journal of Wednesday, January 30, was corrected and approved.

## PETITIONS AND MEMORIALS.

Reaney of Louisa presented a memorial relative to the observance and protection of the solemnity of Memorial Day.

Referred to Committee on Military.

## REPORT OF COMMITTEES.

Conn of Butler, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your committee on Insurance, to whom was referred House File No. 32, a bill for an act to amend section one thousand seven hundred ninety-four (1794) of the Code, relating to Fraternal Accident 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 to include the publication clause, viz:

“Sec. 2. This act, being deemed of immediate importance, shall take effect and be in full force from and after its publication in the Register and Leader and The Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa,” and when so amended that the bill do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

Amendment adopted.

Conn of Butler, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your committee on Insurance, to whom was referred House File No. 47, a bill for an act regulating disbursements of 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.

STANLEY CONN,  
*Chairman.*

Adopted.

Conn of Butler, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your committee on Insurance, to whom was referred House File No. 48, a bill for an act to provide a method whereby Assessment Life Associations may reincorporate as Legal Reserve Life 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.

STANLEY CONN,  
*Chairman.*

Adopted.

McAllister of Linn called up resolution presented by him yesterday relative to the use of the Flag for decoration of the basement lunch room and moved that the resolution be adopted.

Motion prevailed and the resolution adopted.

#### INTRODUCTION OF BILLS.

By Weeks of Guthrie, House File No. 102, a bill for an act to amend Sections Two Thousand Four Hundred and Sixty-seven (2467) and Two Thousand Four Hundred and Sixty-eight (2468) of the Code, relative to a penalty for violations thereof.

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

By Weeks of Guthrie, House File No. 103, a bill for an act to amend Section Four Thousand Nine Hundred and Ninety-nine-b (4999-b) of the Supplement to the Code, so that those subject to the penalty provided thereby shall not be relieved from liability to employes, continuing in the employ of violators of said law after knowledge thereof.

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

By Baird of Iowa, House File No. 104, a bill for an act to enable courts in counties in which lawfully constituted juries can-

not be drawn, to provide for the preparation of new jury lists and for the drawing and summoning of jurors therefrom.

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

By Stillman of Greene, House File No. 105, a bill for an act to prohibit combination among grain elevator men and to prohibit any person, company, partnership, association or corporation engaged in the business of grain dealing or owning or operating grain elevators from combining or entering into any agreement, contract or trust to pool or fix the prices to be paid for grain or to prevent the free action of competition in the buying of grain, or the selling of grain, and to provide punishment for the same.

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

By Anderson of Hamilton, House File No. 106, a bill for an act repealing Sections One Thousand Eight Hundred and Seventy-two (1872) and One Thousand Eight Hundred and Seventy-three (1873) of the Code relating to quarterly statements of State and Savings Banks and examination by the Auditor of State and providing substitutes therefor

Read first and second time and referred to Committee on Banks and Banking.

By Anderson of Hamilton, House File No. 107, a bill for an act to repeal Section One Thousand Eight Hundred and Sixty-nine (1869) of the Code of Iowa relating to pay of, and loans to, officers of State and Savings Banks and to enact a substitute therefor.

Read first and second time and referred to Committee on Banks and Banking.

By Anderson of Hamilton, House File No. 108, a bill for an act limiting the indebtedness of state and savings banks and repealing Section One Thousand Eight Hundred and Fifty-five (1855) of the Code.

Read first and second time and referred to Committee on Banks and Banking.

By Offill of Jasper, House File No. 109, a bill for an act to amend Section One Thousand One Hundred and Thirty-seven-d (1137-d) of Chapter Three-A (3-A), Title Six (6), of the Supplement to the Code of Iowa relating to voting machines and duties and powers of the State Board of Voting Machine Commissioners.

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

By McElrath of Woodbury, House File No. 110, a bill for an act to amend Section Three Thousand One Hundred and Eighty (3180) of the Code of Iowa, relating to judgments in divorce actions.

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

By McElrath of Woodbury, House File No. 111, a bill for an act to define and punish lewd, immoral and lascivious acts and to provide penalty for the same.

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

By Stoltenberg of Scott, House File No. 112, a bill for an act to pay sundry persons named in this bill for material and labor furnished by them in the erection of the medical hospital of the Iowa State University, erected in Eighteen Hundred and Ninety-seven (1897).

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

By Koontz of Johnson, House File No. 113, a bill for an act to repeal Section Four Hundred and Forty-one (441) of the Code, and to enact a substitute therefor in relation to the publishing of the proceedings of the board of supervisors.

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

By Geneva of Keokuk, House File No. 114, a bill for an act to legalize certain acknowledgments and administrations of oaths.

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

By Geneva of Keokuk, House File No. 115, a bill for an act to amend Section Three Hundred and Ninety-three (393) and Section Two Thousand Nine Hundred and Forty-two (2942) of the Code relative to administration of oaths and taking of acknowledgments.

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

By Jewell of Winneshiek, House File No. 116, a bill for an act to repeal Section Three (3) of Chapter One Hundred and One (101) of the laws of the Thirtieth General Assembly, and Sections One (1) and Two (2) of Chapter One Hundred and Thirteen (113)

of the laws of the Thirty-first General Assembly, relative to establishing and maintaining a State Board of Health Laboratory at Iowa City, and enacting in lieu thereof the following:

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

By Jones of Montgomery, by request, House File No. 117, a bill for an act to amend Section Four Thousand Six Hundred and Eight (4608) of the Code, relating to communications in professional confidence.

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

By Arney of Marshall, House File No. 118, a bill for an act to amend Section Two Thousand Six Hundred and Two (2602) of the Code, relating to admission of persons to the Soldiers' Home.

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

By Arney of Marshall, House File No. 119, a bill for an act making an appropriation to defray the expenses of the inaugural ceremonies.

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

On request of Felt of Clay leave of absence was granted Sheldon of Ringgold until Saturday.

Stillman of Greene presented the following resolution and moved the suspension of the rule by unanimous consent and that it be adopted:

*Resolved*, That additional copies of bills be printed as follows to satisfy an extraordinary demand:

Two hundred each of House Files Nos. 4, 5, 6, 12, 13, 14, 31, 45, 47, 48, 49, 50, and 51; also 500 copies of House File No. 52.

Resolution adopted.

On motion of Weeks of Guthrie the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, February 1, 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. Father Nugent of Des Moines.

Journal of Thursday, January 31, was corrected and approved.

## PETITIONS AND MEMORIALS.

Morris of Sioux presented petition of citizens of Sioux county relative to a lowering of railroad passenger rates.

Referred to Committee on Railroads and Commerce.

Reitz of Lee presented petition of certain persons relative to a lowering of railroad passenger rates.

Rose Johnson sworn in as Committee Clerk for the Committee on Printing and for Industrial Schools.

Referred to Committee on Railroads and Commerce.

Speaker Kendall presented petition of citizens of Monroe county relative to a lowering of railroad passenger rates.

Referred to Committee on Railroads and Commerce.

Fox of Dallas presented petition of voters of Dallas county relative to requiring all hunters to pay a given license.

Referred to Committee on Fish and Game.

Welden of Hardin presented petition of Charles Paynes Post of the G. A. R. with reference to legislation as to Decoration Day.

Referred to Committee on Military.

DeMar of Davis presented petition from citizens of Davis county relative to an appropriation for the Benedict Home.

Referred to Committee on Appropriations.

Webster of Muscatine presented petition of certain persons relative to a lowering of railroad passenger fares.

Referred to Committee on Railroads and Commerce.

Stoltenberg of Scott presented petition of certain persons relative to a lowering of railroad passenger fares.

Referred to Committee on Railroads and Commerce.

Leo Pickett was sworn in as Speaker's Page.

#### REPORT OF COMMITTEE.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 102, a bill for an act to amend Sections Two Thousand Four Hundred and Sixty-seven (2467) and Two Thousand Four Hundred and Sixty-eight (2468) of the Code, relative to a penalty for violations 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 recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

#### INTRODUCTION OF BILLS.

By Schoenenberger of Madison, House File No. 120, a bill for an act amending Paragraph Seven (7), Chapter One Thousand Three Hundred and Four (1304) of the Supplement to the Code, relative to exemptions to union soldiers or sailors of the Mexican war or of the war of the Rebellion, or of the widows of said soldiers or sailors.

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

By Calkins of Adams, House File No. 121, a bill for an act to provide for the collection of personal delinquent tax not secured by real estate.

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

By Jones of Montgomery, House File No. 122, a bill for an act to repeal Section Two Thousand and Seventy-seven (2077) of the

Code, relating to maximum rates of fare, and enacting a substitute therefor.

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

By Jones of Montgomery, House File No. 123, a bill for an act to amend Section Two Thousand One Hundred and Thirteen (2113) of the Code, relating to the powers and duties of the Railroad Commissioners.

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

By Bixby of Delaware, House File No. 124, a bill for an act to establish an Industrial Reformatory for Females, to make appropriations therefor and to provide for the transfer of inmates to and from the Industrial School for Girls.

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

By Marston of Cerro Gordo, by request, House File No. 125, a bill for an act to repeal Section Two Thousand Four Hundred and Seventy-four (2474) of the Code, relating to reports and returns to the Bureau of Labor Statistics, and to enact a substitute therefor.

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

By Grier of Poweshiek, House File No. 126, a bill for an act to amend Section Five Thousand Four Hundred and Sixty-two (5462) of the Code, relating to appeals in criminal cases.

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

By Hanson of Humboldt, House File No. 127, a bill for an act to amend the law as it appears in Title Seven (7), Chapter Two (2), Section Number One Thousand Four Hundred and Thirty-two (1432), relating to certificates of purchase and providing for renewal of lost or destroyed certificates of purchase.

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

By Maben of Hancock, House File No. 128, a bill for an act to amend Sections Two Thousand Five Hundred and Twenty-nine (2529), Two Thousand Five Hundred and Thirty (2530) and Two

Thousand Five Hundred and Thirty-four (2534) of the Code, and to repeal and enact substitutes for Sections Two Thousand Five Hundred and Thirty-three (2533) and Two Thousand Five Hundred and Thirty-eight (2538) thereof, relating to the State Veterinary Surgeon.

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

By Kelley of Polk, by request, House File No. 129, a bill for an act making an appropriation to compensate James Lally for services rendered the State in the matter of improvement of Capitol grounds under the orders of the Board of Capitol Commissioners.

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

By Weeks of Guthrie, House File No. 130, a bill for an act to amend Section Three Hundred and Eight (308) of the Supplement to the Code, as amended by Chapter Eleven (11), Acts of the Thirty-first General Assembly, relating to the compensation of County Attorneys.

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

By Weeks of Guthrie, House File No. 131, a bill for an act to amend Section Four Hundred and Twenty-two (422) of the Code, relative to the power of Boards of Supervisors, and granting thereunto additional powers.

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

By Weeks of Guthrie, House File No. 132, a bill for an act to amend Section Four Thousand and Eleven (4011) of the Code, relating to exemption of personal earnings.

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

By Dow of Franklin, House File No. 133, a bill for an act to provide for the manufacture of binding twine in the State Prison of Iowa.

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

By Sullivan of Polk, House File No. 134, a bill for an act to

provide for the consolidation and change of boundaries of school districts in certain cities of the first class, and other purposes incident thereto.

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

By Meredith of Cass, House File No. 135, a bill for an act to amend Section Five Thousand and Forty (5040) of the Code, relating to a breach of the Sabbath.

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

By Geneva of Keokuk, House File No. 136, a bill for an act to repeal Section Two Thousand and Seventy-seven (2077) and to enact in lieu thereof a new section establishing a maximum passenger rate.

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

On request of Heles of Dubuque, leave of absence was granted Schroeder of Crawford until Tuesday.

On request of DeMar of Davis, leave of absence was granted Hambleton of Mahaska until Saturday.

On request, Nix of Union was excused until Saturday.

Clary of Chickasaw called to the chair by the Speaker.

Kendall of Monroe presented the following resolution and moved its adoption, under the suspension of the rule:

WHEREAS, The Honorable John Clark, a pioneer citizen of Iowa and an honored member of this House from Monroe County, in the Tenth General Assembly, died at Albia, Iowa, on August 2d, 1906, therefore, be it

*Resolved*, That a committee of three be appointed to present suitable resolutions respecting his life, character and public services.

Motion prevailed.

Speaker Pro Tempore Clary appointed the following as such committee: Kendall of Monroe, Lee of Emmet, Springer of Buchanan.

#### MESSAGES FROM THE SENATE.

The following messages were 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. 27, a bill for an act to amend Section Forty-seven (47) of the Code, relative to the compensation of newspapers for the publication of laws.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 44, a bill for an act to provide for the compilation of the Laws of the Thirtieth, Thirty-first and Thirty-second General Assemblies and the laws as they appear in the Code Supplement, to annotate the same, and the Code and the Rules of the Supreme Court to and including the May Term, 1907, of the Supreme Court, and to publish the said compilations and annotations as a "Supplement to the Code, 1907," and to provide for the appointing of a supervising committee and establish a salary for the editor of such supplement to the code and making an appropriation therefor.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Sullivan of Polk presented the following resolution:

WHEREAS, A vacancy has occurred in the list of pages by the appointment of Leo Pickett as Speaker's Page, and,

WHEREAS, Morris Hirshorn has been in attendance and performing the duties of page since January 25th; therefore be it

*Resolved*, That Morris Hirshorn be appointed as a page to fill such vacancy, and his compensation commence from January 28th, 1907.

On motion of Van Houten of Taylor the resolution was referred to the Committee on Retrenchment and Reform.

Speaker Kendall in the chair.

#### BILLS ON PASSAGE.

On motion of Jones of Montgomery, House File No. 47, a bill for an act regulating disbursements of insurance companies, with report of committee recommending passage, was taken up and considered. Mr. Jones moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins,

Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dünn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—101.

The nays were:

Doran—1.

Absent or not voting:

Geneva, Hambleton, Kellogg, Ofill, Schroeder, Swan—6.

So the bill passed.

Jones of Montgomery moved to amend the title by inserting the words "domestic life" in advance of the word "insurance."

Motion prevailed, and the title, as amended, was agreed to.

On motion of Jones of Montgomery, House File No. 48, a bill for an act to provide a method whereby assessment life associations may be reincorporated as legal reserve life insurance companies, with report of committee recommending passage, was taken up and considered.

Mr. Jones moved to amend House File No. 48, by striking from line two (2) of Section Two (2) of the printed bill the words "insurance Commissioner of the State," and inserting the words "Auditor of State" in lieu thereof; and by striking from line five (5) of Section Two (2) of the printed bill the words "Insurance Commissioner" and inserting the words "Auditor of State" in lieu thereof.

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—96.

The nays were :

Baird, Calkins, Cottrell, Doran, McDonald—5.

Absent or not voting :

Balluff, Hambleton, Kellogg, Morris, Offill, Schroeder, Sparks—7.

So the bill passed and the Title was agreed to.

On motion of Clary of Chickasaw, House File No. 32, a bill for an act amending Section One Thousand Seven Hundred and Ninety-four (1794) of the Code, relative to fraternal accident associations, with report of committee recommending passage as amended, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald,

McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde. Mr. Speaker—99.

The nays were:

None:

Absent or not voting:

Hambleton, Kellogg, Miller of Bremer, Morris, Offill, Schroeder, Smith, Sparks, Wilson—9.

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

On motion of McAllister of Linn the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES.  
DES MOINES, IOWA, FEBRUARY 2, A. D., 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. A. J. Haggett of Des Moines.

Journal of Friday, February 1, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

McAllister of Linn presented petition of citizens of Linn county asking for the passage of a two-cent passenger fare rate on railroads.

Referred to Committee on Railroads and Commerce

Shaffer of Fayette presented petition of citizens of Oelwein, relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Wilson of Tama presented petition of citizens of Toledo, relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Stewart of Washington presented petition of citizens of Washington County, relative to an appropriation for the Benedict Home.

Referred to Committee on Appropriations.

Pierce of Buena Vista presented petition of citizens of Buena Vista County, relative to a two-cent passenger rate.

Referred to Committee on Railroads and Commerce.

Schulte of Clayton presented petition of citizens of Volga City, relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

On request of McAllister of Linn leave of absence was granted Offill of Jasper until Monday.

On request of Ritter of Des Moines leave of absence was granted Koontz of Johnson until Tuesday.

On request of Dodds of Des Moines leave of absence was granted Cottrell of Plymouth until Monday.

On request of Bixby of Delaware leave of absence was granted Holmes of Kossuth until Monday.

On request of Mann of Fremont leave of absence was granted Fox of Dallas until Monday.

On request of White of Story leave of absence was granted Welden of Hardin and Inman of Floyd until Monday.

On request of Moore of Linn leave of absence was granted Arney of Marshall until Monday.

On request of Shaffer of Fayette leave of absence was granted Nix of Union until Monday.

On request of McDonald of Carroll leave of absence was granted Clarke of Jefferson until Monday.

#### REPORTS OF COMMITTEES.

Clary of Chickasaw, from the Committee on Rules, submitted the following report:

MR. SPEAKER—Your Committee on Rules most respectfully recommends that the rules of the Thirty-first General Assembly be adopted as the rules of the Thirty-second General Assembly.

T. C. CLARY,  
*Chairman.*

Adopted.

Sullivan of Polk, from the Committee on Municipal Corporations, submitted the following reports:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 80, a bill for an act to amend Section Two Thousand and Seventy-two (2072) of the Code, in relation to signals at road crossings, beg leave to report 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 B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 96, a bill for an act to amend Section Seven Hundred and Ninety-two (792) of the Code, relating to street improvements and special assessments and conferring upon incorporated towns the same powers possessed by cities in respect thereto, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 57, a bill for an act giving cities and towns the power to make, enforce and maintain ordinances, rules and regulations affecting motor vehicles within the corporate limits of such cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by making the title read as follows: "A bill for an act repealing Section Eleven (11) of Chapter Fifty-three (53) of the acts of the Thirtieth General Assembly and enacting a substitute in lieu thereof, relating to the powers of cities and towns in making, enforcing and maintaining ordinances, rules and regulations affecting motor vehicles within the corporate limits of such cities and towns," and by adding thereto Section Two (2), reading as follows, to wit: This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

And when so amended that the bill do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Amendment adopted.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 28, a bill for an act to amend Section Four Thousand Nine Hundred and Forty-three (4943) of the Code, relative to the penalty for the crime of prostitution, beg leave to report 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 adopting the following substitute therefor:

SUBSTITUTE FOR HOUSE FILE NO. 28.

A BILL for an act to amend Section Four Thousand Nine Hundred and Forty-three (4943) of the Code, relative to the penalty for the crime of prostitution.

*Be it Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Four Thousand Nine Hundred and Forty-three of the Code be, and the same is, hereby amended by striking from said section the words "penitentiary not more than five (5) years" and inserting in lieu thereof the words "county jail not more than one (1) year, or by a fine of not more than One Thousand Dollars (\$1,000), or by both fine and imprisonment."

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Substitute amendment adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 38, a bill for an act to amend Section Three Hundred and Sixty (360) 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 do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 68, a bill for an act to amend Section Two Thousand Three Hundred and Forty-eight (2348) of the Code, relative to bounties on wild animals, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 131, a bill for an act to amend Section Four Hundred and Twenty-two (422) of the Code, relative to the power of boards of supervisors, and granting thereunto additional powers, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 21, a bill for an act to legalize the special election of the town of Greenfield, 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 by adopting the following substitute:

SUBSTITUTE FOR HOUSE FILE NO. 21.

A BILL for an act to legalize the special election of the town of Greenfield, Iowa, held September 10, 1906, for erection of water works or sewers, and voting bonds therefor.

WHEREAS, At a meeting of the Town Council of the town of Greenfield, Iowa, held August 15th, 1906, there was presented to said Council a petition signed by a majority of all of the qualified electors of said town; and,

WHEREAS, Said petition asked said Town Council to call a special election for the purpose of voting on the proposition of issuing bonds in the sum of Ten Thousand Dollars (\$10,000) for the purpose of erecting and establishing a system of water works or sewers in said town; and,

WHEREAS, Said Town Council called an election for such purposes on September 10th, 1906, and ordered notice thereof to be published for four weeks in two newspapers published within said town, and said notice was so published; and,

WHEREAS, On said September 10th, 1906, an election was held for said purposes, and there was submitted to the electors of said town the proposition of the erection and establishment of a system of water works or sewers, and also the proposition of the issuance of bonds of not exceeding Ten Thousand Dollars (\$10,000) for the purpose of erecting and establishing said water works or sewers; and,

WHEREAS, On September 11th, 1906, said Town Council canvassed the returns of said election, and declared that both of said propositions had duly carried, and said Town Council, at said meeting on September 11th, 1906, ordered that the bonds of the town of Greenfield, be issued to the amount of Ten Thousand Dollars (\$10,000) for the erection and establishment of a system of water works or sewers; and,

WHEREAS, Said notice of election so published did not specifically submit to said voters the proposition of the erection and establishment of a system of water works or sewers as well as that of the issuance of bonds therefor; and,

WHEREAS, Doubts have arisen as to the legality and sufficiency of said notice of said election, and of the legality of the acts and doings of said Town Council in connection with said election and the issuance of said bonds; therefore,

*Be it Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the proceedings of the Council of the Town of Greenfield, Iowa, concerning and providing for the submission of a proposition for the erection and establishment of a system of water works or sewers, and for issuing bonds for such purpose, the notice of submission thereof, or the omission thereof, the form and kind of ballot used at said election, the said election and all acts and proceedings of said town council had and done with reference to said proposition and both of them, are hereby legalized and validated as fully and completely as though the law had been technically and fully complied with in every respect, and said bonds when issued shall be the valid and binding obliga-

tion of said town of Greenfield, provided nothing herein shall affect pending litigation.

SEC. 2. This act, being deemed of immediate importance, shall take effect from and after its publication in the Greenfield Transcript and Register and Leader, newspapers published at Greenfield, Iowa, and Des Moines, Iowa, without expense to the state.

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Substitute amendment adopted.

Jones of Montgomery, from the Committee on Appropriations, submitted the following reports:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 119, a bill for an act making an appropriation to defray the expenses of the Inaugural Ceremonies, beg leave to report 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.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 46, a bill for an act making an appropriation for the purchase of Twenty Thousand (20,000) Railroad Commissioners' Official Maps to be distributed by the members of the General Assembly and 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 do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 11, a bill for an act providing for the purchase and erection of a monument at the grave of the late ex-Governor William M. Stone, and making an appropriation 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:

"That the last sentence of Section Three (3) be stricken out, and the following inserted in lieu thereof: 'And provided further, that said receipt so filed shall be accompanied by an affidavit of said commander,

adjutant or quartermaster to the effect that there is in the possession of such post a paid up subscription list by the citizens of Marion County in the aggregate of not less than Five Hundred Dollars (\$500.00), that the money is in their possession, to be added to the sum hereby appropriated in Section One (1) hereof.'"

And when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Amendment adopted.

Anderson of Hamilton, from the Committee on County and Township Organization, submitted the following report:

MR. SPEAKER—Your Committee on County and Township Organization, to whom was referred House File No. 27, a bill for an act to amend Chapter Thirty-seven (37) of the Laws of the Thirty-first General Assembly, relating to the special election of township officers and newly created townships, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows:

That Section Four (4) of this Act be stricken out and the following be inserted in lieu thereof: Section 4. This Act, being deemed of immediate importance, shall take effect and be enforced after its publication in the Tribune, published in Fairfield, Iowa, and the Des Moines Daily Capital, published in Des Moines, Iowa.

And when so amended that the bill do pass.

WM. ANDERSON,  
*Chairman.*

Ordered passed on file.

Teter of Marion, from the Committee on Retrenchment and Reform, submitted the following report:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred "resolution relative to the appointment of a janitor for toilet room," beg leave to report that we have had the same under consideration, and the said resolution is herewith returned to the House with the recommendation that it be indefinitely postponed.

L. D. TETER,  
F. F. JONES,  
E. W. WEEKS,  
*Committee.*

Adopted, and resolution was indefinitely postponed.

#### RESOLUTIONS.

Conn of Butler presented the following concurrent resolution:

*Resolved*, by the House, the Senate concurring, that the Clerk of the House and the Secretary of the Senate be instructed to order printed for the use of the House and the Senate, and the officers thereof, and for general distribution, One Thousand Five Hundred (1,500) copies of pocket size of the Rules of the Thirty-second General Assembly, and that Two Hundred (200) copies be sewed and bound in flexible leather, One Hundred and Thirty (130) for the House, which shall be delivered to the Chief Clerk thereof for distribution, and Seventy (70) for the Senate, which shall be delivered to the Secretary thereof for distribution, and that One Thousand Three Hundred (1,300) be stitched and bound in paper covers for distribution."

Rules suspended and resolution adopted.

Jones of Montgomery presented the following resolution, which was laid over under Rule 34:

*Resolved*, That no bill, carrying an appropriation of more than Ten Thousand Dollars (\$10,000), be considered by this House, or reported from the Committee on Appropriations, until after Educational and Board of Control appropriation bills have been disposed of."

Teter of Marion, from the Committee on Retrenchment and Reform, presented the following resolution:

"WHEREAS, J. H. Mixon has been employed as temporary assistant to the chief janitor in the cloak room of the House for the period of Fifteen Days (15); therefore, be it

*Resolved*, That the said J. H. Mixon be allowed compensation in the sum of Thirty Dollars (\$30) as such temporary assistant, and to be paid in the same manner as is provided for the payment of temporary employes of this House."

Rule suspended and resolution adopted.

Unanimous consideration having been given, McElrath of Woodbury withdrew House File No. 110 from the Committee on Judiciary and from the further consideration of the House.

Unanimous consent having been given, Sullivan of Polk withdrew House File No. 40 from the Committee on Insurance and from the further consideration of the House.

On request of Teter of Marion, unanimous consent having been given, House Files Nos. 76, 82, and 132 were withdrawn from the Committee on Ways and Means and referred to the Committee on Judiciary.

#### INTRODUCTION OF BILLS.

By Lowrey of Calhoun, House File No. 137, a bill for an act to amend Section Two Thousand Nine Hundred Fifty-seven (2957)

of the Code and to make affidavits recorded thereunder competent evidence and the fact of the record thereof presumptive evidence.

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

By Wolfe of Clinton, House File No. 138, a bill for an act making an appropriation for the erection of a monument in Elmwood Cemetery, DeWitt, Iowa, in commemoration of the memory of one, John Lepper, and providing the method of such erection.

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

By Feay of Lyon, House File No. 139, a bill for an act to compel County Supervisors to give bond.

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

By Lee of Emmet, House File No. 140, a bill for an act to regulate the conduct of all employment offices or bureaus where a fee is paid for services in securing employment.

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

By Doran of Boone, House File No. 141, a bill for an act to amend Section Two Thousand Four Hundred Eighty-three (2483) of the Supplement to the Code.

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

By Reaney of Louisa, House File No. 142, a bill for an act to amend Chapter Two (2) of Title Ten (10) of the Code, relating to United States levees, repealing Section Four (4), Five (5), and Six (6) of Chapter Eighty-three (83), laws of the Thirty-first General Assembly, and enacting substitutes therefor.

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

By Beery of Henry, House File No. 143, a bill for an act to indemnify Charles H. Tribby for damages caused by sewage from the State Hospital for Insane at Mount Pleasant, Iowa.

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

By Hanson of Humboldt, House File No. 144, a bill for an act to

amend Section Four Thousand Eight Hundred Two (4802) of the Code relating to the defacing of buildings.

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

By Earle of Allamakee, House File No. 145, a bill for an act to legalize conveyances of real estate by foreign executors, administrators, and guardians in certain cases

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

By Earle of Allamakee, House File No. 146, a bill for an act to repeal Chapter Fifty-one (51) of the laws of the Thirtieth General Assembly of the State of Iowa, entitled an act to amend Section Fourteen Hundred and Sixty-seven (1467) of the Code in relation to the collection of a tax on collateral inheritances.

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

By Harding of Woodbury, House File No. 147, a bill for an act to legalize the action of the city council of Le Mars, Iowa, in allowing certain sums of money to the volunteer fire department of said city; in allowing certain sums of money to the Grand Army Post and instructor for a band, and in allowing to the members of the council of said city a sum claimed to be in excess of that provided by law.

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

By Mercer of Pocahontas, House File No. 148, a bill for an act to repeal Section Fifteen Hundred Thirty (1530) of the Code, relative to the levy of taxes for roads and highways.

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

By Dye of Decatur, House File No. 149, a bill for an act relating to intoxicating liquors.

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

SENATE MESSAGES CONSIDERED.

Senate File No. 27, a bill for an act to amend Section Forty-seven (47) of the Code relative to compensation of newspapers for the publication of laws.

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

Senate File No. 44, a bill for an act to provide for the compilation of the laws of the Thirtieth, Thirty-first and Thirty-second General Assemblies, and the laws as they appear in the Code Supplement; to annotate the same and the Code and rules of the Supreme Court, to and including the May term, 1907, of the Supreme Court, and to prescribe the said compilations and annotations as "Supplement to the Code," 1907, and to provide for the appointing of a supervising committee and establish a salary for the editor of such Supplement to the Code, and making an appropriation therefor.

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

On motion of Lowrey of Calhoun, the House adjourned until 10:00 o'clock Monday morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 4, A. D. 1907.

House met pursuant to adjournment.

Speaker Pro Tempore Hambleton in the chair.

Prayer was offered by the Rev. C. H. Morris of Marshalltown.

Journal of Saturday, February 2, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Hanson of Humboldt presented petition of citizens of Humboldt County, relative to an appropriation for the Bacteriological Laboratory of the State Board of Health.

Referred to Committee on Public Health.

On request of Jones of Montgomery leave of absence was granted Weeks of Guthrie until Tuesday.

On request of Paul of Jones leave of absence was granted Feely of Black Hawk until Thursday.

## REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 59, a bill for an act to amend Chapter Sixty-eight (68) of the laws of the Thirtieth General Assembly of Iowa, relative to the establishment of levees, ditches, drains and water courses, and to amend Sections Eleven (11) and Fourteen (14) 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 amended by inserting in the eleventh line of said bill, immediately following the word "drain," the words "or part tile and part open drain," and by adding at the end of said bill the following:

"SECTION 3. This act, being deemed of immediate importance, shall

take effect and be in force from and after its publication in the Register and Leader and in the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa."

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 60, a bill for an act which amends a law which appears as Chapter Sixty-eight (68) of the laws of the Thirtieth General Assembly of Iowa, relative to the establishment of levees, drains, ditches and water courses, and providing for the employment of counsel by the board of supervisors and for the defense of appeals, additional to Title Ten (10), Chapter Two (2) of the Code and Code Supplement and the laws of the Thirtieth 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 amended by adding thereto the following:

"SECTION 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and in the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa."

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 69, a bill for an act to amend Section Three Thousand Four Hundred and Ninety-six (3496) of the Code, relative to the place and manner of bringing actions 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 the same do pass.

E. W. WEEKS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 70, a bill for an act to amend Section Four Thousand Four Hundred and Thirty-two (4432) of the Code, relative to issuing duplicates of lost or destroyed tax sale certificates, beg leave to report 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. W. WEEKS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 81, a bill for an act to amend Section Five Hundred and Twenty (520) of the Code, in relation to the examination of witnesses by the coroner, and to provide a reporter, to be appointed by the coroner, in counties having a population of more than fifty thousand (50,000), at inquests and investigations, beg leave to report 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. W. WEEKS,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 97, a bill for an act to amend Section Three Thousand One Hundred and Eighty (3180) of the Code of Iowa, relating to judgments in divorce 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 be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Ordered passed on file.

Darrah of Lucas was granted unanimous consent to withdraw House File No. 64 from the Committee on Judiciary and from the further consideration of the House.

Upon unanimous consent, House File No. 142 was withdrawn from the Committee on Appropriations and referred to the Committee on Agriculture.

McAllister of Linn moved that the reports of the various visiting committees be passed on file as received by the Chief Clerk, and all printed in the Journal of same issue.

Motion prevailed.

Jones of Montgomery called up resolution relative to giving preference to Educational and Board of Control appropriation bills, and moved its adoption.

Motion prevailed.

## INTRODUCTION OF BILLS.

By Brandes of Pottawattamie, House File No. 150, a bill for an act to amend Section Four Hundred and Thirty-two (432) of the Code pertaining to meetings of the Soldiers' Relief Commission.

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

By McAllister of Linn, House File No. 151, a bill for an act to prevent the desecration of Memorial Day and provide a penalty therefor.

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

By Moore of Linn, House File No. 152, a bill for an act amendatory to Chapter Six (6), Title Three (3) of the Code, extending the jurisdiction of Superior Courts in cities which are not county seats, and which have now, or may hereafter have, a population of twenty-five thousand (25,000) or more; providing for changes of venue from Superior Courts in such cities; providing for trial by jury in Superior Courts in such cities; providing for the number of jurors in such Courts in such cities and the manner of their selection; providing the manner of making certain judgments of Courts in such cities liens upon real estate; providing that the filing of petitions in such Courts in such cities which affect real estate shall charge third persons with notice of the pendency of the action upon filing a notice of pendency; providing for the salary of the Judge of the Superior Court in such cities; providing for the compensation of the shorthand reporter of such Court in such cities; and providing that the act shall apply to cities acting under special charter.

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

By Dewell of Cedar, House File No. 153, a bill for an act to amend Section Two Thousand Seven Hundred and Eighty (2780) of the Code, relative to the compensation of school officers.

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

By Hume of Mitchell, House File No. 154, a bill for an act prescribing the method by which the capital stock of railroad corporations may be increased.

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

By Ritter of Des Moines, (by request), House File No. 155, a bill for an act to require a person who, after suit brought in a court of record, becomes a non-resident, and also to require plaintiffs, who are unable to pay costs, to give security for costs.

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

By Harding of Woodbury, House File No. 156, a bill for an act to amend Section Seven Hundred Seventy-one (771) of the Code Supplement and Section One (1), Chapter Twenty-nine (29) of the Acts of the Thirtieth General Assembly, relating to the construction of viaducts.

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

By Lister of Grundy (by request), House File No. 157, a bill for an act to amend Section Fifteen (15), Chapter One Hundred Twenty-two (122), laws of the Thirty-first General Assembly.

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

By Lister of Grundy, (by request), House File No. 158, a bill for an act to amend Section Twenty-six Hundred Twenty-nine (2629) of the Supplement to the Code, Twenty-six Hundred Thirty-one (2631) of the Code, and Section Twenty-six Hundred Thirty-four-a (2634-a) of the Supplement to the Code, relating to the powers and duties of the State Educational Board of Examiners.

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

By Stewart of Washington, House File No. 159, a bill for an act to regulate and reduce freight rates on live stock.

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

By Miller of Bremer, House File No. 160, a bill for an act to abolish the offices of State Printer and State Binder and to provide for the State printing and binding by the competitive contract system.

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

## CONSIDERATION OF BILLS.

On motion of Sullivan of Polk, House File No. 80, a bill for an act to amend Section Two Thousand Seventy-two (2072) of the Code in relation to signals at road crossings, with report of committee recommending passage, was taken up, and considered.

Teter of Marion moved to amend House File No. 80, by striking from the second line of the printed bill the words, "by adding after the words, 'thereof' in the seventh line thereof" and inserting in lieu thereof the following: "by inserting between the semicolon and the word 'and' in the seventh line of said section."

Van Houten of Taylor moved that the bill, with pending amendment, be referred to the Committee on Railroads and Commerce.

Roll call demanded by Sullivan of Polk and Dow of Franklin.

On the question, "Shall the bill be referred?"

The yeas were:

Allred, Anderson, Arney, Bauman, Beery, Bergeson, Blackmore, Brandes, Calkins, Cassady, Dewell, Dodds, Dunn, Dye of Decatur, Dye of Pottawattamie, Felt, Fenn, Flugum, Greenwood, Jewell, Jones, Lister, McAllister, McElrath, Mann, Reaney, Smith, Van Houten, Welden—29.

The nays were:

Baird, Balluff, Bascom, Bixby, Bonwell, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Doran, Dow, Drury, Earle, Elliott, Feay, Geneva, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Kelley, Kellogg, Kendall, Kull, Lowrey, McDonald, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Paul, Pierce, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, White, Wilson, Wolfe, Youde—65.

Absent or not voting:

Cottrell, Feely, Fox, Hanna, Inman, Koontz, Lee, Nix, Ofill, Price, Schroeder, Sparks, Weeks, Mr. Speaker—14.

So the motion to refer was lost.

Amendment proposed by Teter of Marion adopted.

Jones of Montgomery moved to amend House File No. 80 by striking from the bill all after the word, "by" in the second line of said bill and substituting the following: Inserting between the

words "whistle" and "may" in line six thereof the words, "and ringing of the bell."

Van Houten of Taylor moved that the bill as amended, and with the pending amendment, be referred to the Committee on Railroads and Commerce.

Motion lost.

Sullivan of Polk moved that the bill and amendments be referred to the Committee on Judiciary.

Motion prevailed, and bill was so referred.

On motion of Moore of Linn, House File No. 38, a bill for an act to amend Section Three Hundred Sixty (360) of the Code, when guarantee companies may be accepted as surety, with report of committee recommending passage, was taken up and considered.

Harding of Woodbury moved to amend House File No. 38 by adding the letter "s" to the word "word," as it is used the second time in line two; and further to amend by inserting quotation marks before the word "and" in line two and inserting quotation marks after the word "surplus" in line three.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maßen, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Welden, White, Wilson, Wolfe, Youde—95.

The nays were:

None.

Absent or not voting:

Cottrell, Feely, Fox, Hanna, Inman, Koontz, Nix, Offill, Price, Schroeder, Teter, Weeks, Mr. Speaker—13.

So the bill passed and the title was agreed to.

On motion of Clarke of Jefferson, House File No. 27, a bill for an act to amend Chapter Thirty-seven (37), laws of the Thirty-first General Assembly, relating to the special election of township officers in newly created townships, with report of committee recommending passage as amended, was taken up, considered, and the report of the committee, with amendment, adopted.

Clarke of Jefferson moved that House File No. 27, as printed, be amended by striking out the word "may" in the fourth line and inserting the word "shall" in lieu thereof; and by inserting the words "of the new township" after the words "township officers" in the fifth line thereof.

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Casady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Harding, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lister, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Wolfe, Youde—92.

The nays were:

None.

Absent or not voting:

Cottrell, Feely, Fox, Hanna, Hanson, Inman, Koontz, Lee, Lowrey, McElrath, Nix, Ofill, Price, Schroeder, Weeks, Mr. Speaker—16.

So the bill passed and the title was agreed to.

On motion of Conn of Butler, the House adjourned until 10:00 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 5, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. E. C. Wolcott of Arion.

Journal of Monday, February 4, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

DeMar of Davis presented petition of citizens of Bloomfield, relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Anderson of Hamilton presented petition of voters and shippers, residents of Hamilton County, Iowa, relative to the enactment of House File No. 52.

Referred to Committee on Railroads and Commerce.

White of Story presented resolution of Post No. 89, Department of Iowa, G. A. R., at Gilbert, Iowa, relative to the observance and protection of the solemnity of Memorial Day.

Referred to Committee on Military.

DeMar of Davis presented petition of citizens of Drakeville, Iowa, relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Swift of Shelby presented petition of breeders and exhibitors of swine of Harlan, Iowa, relative to an appropriation for the building of a swine pavillion on the Iowa State Fair Grounds.

Referred to Committee on Appropriations.

Geneva of Keokuk presented remonstrance of residents and

druggists of What Cheer, against the "Clark bill" or any other bill of similar import.

Referred to Committee on Public Health.

Clarke of Jefferson presented petition of members of the Physicians' Club of Mason City, Iowa, relative to the enactment of House File No. 45.

Referred to Committee on Public Health.

Baird of Iowa presented petition of stock men and farmers of Iowa County, relative to House File No. 52, and a two-cent fare rate on railroads.

Referred to Committee on Railroads and Commerce.

Bonwell of Audubon presented petition of stock raisers, stock shippers and farmers of Audubon County, relative to the enactment of House File No. 52.

Referred to Committee on Railroads and Commerce.

Van Houten of Taylor presented petition of citizens of Clearfield, Iowa, relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Speaker Kendall presented depositions in the contested election case from Black Hawk County, wherein George S. Mornin is contestant and Guy A. Feely incumbent, on behalf of the contestant.

Referred to Committee on Contests.

On request of Van Houten of Taylor leave of absence was granted Nix of Union until his recovery from illness.

On request leave of absence was granted Fox of Dallas until his recovery from illness.

On request of Hackler of Webster leave of absence was granted Grier of Poweshiek until Friday.

On request of Hackler of Webster leave of absence was granted Moore of Linn until Thursday.

By unanimous consent the Visiting Committees to Iowa State College at Ames and the State University at Iowa City were given until February 15 to submit their reports.

#### REPORTS OF COMMITTEES.

Marston of Cerro Gordo, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House File No. 29, a bill for an act to amend Section Seven (7) of Chapter One Hundred and Nine (109) of the laws of the Thirty-first (31st) General Assembly, relating to registration of births and deaths, beg leave to report 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.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Brandes of Pottawattamie, from the Committee on School for the Deaf, submitted the following report:

MR. SPEAKER—Your Committee on School for the Deaf, to whom was referred House File No. 94, a bill for an act to provide for the admission of deaf and dumb persons to the School for the Deaf at Council Bluffs, and the maintenance thereof (amendment of Chapter Two (2), Title Thirteen (13) of the Code relating to the School for the Deaf), beg leave to report 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 the word and figures "thirty-five (35)" in the first line of Section One (1) of the printed bill and inserting the word and figures "thirty (30)" in lieu thereof.

And when so amended that the bill do pass.

H. C. BRANDES,  
*Chairman.*

Adopted.

Amendment adopted.

Also:

MR. SPEAKER—Your Committee on School for the Deaf, to whom was referred House File No. 95, a bill for an act to amend Section One (1), Chapter One Hundred Twenty-two (122) of the laws of the Twenty-ninth General Assembly, relating to the support of the Iowa School for the Deaf at Council Bluffs, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

H. C. BRANDES,  
*Chairman.*

Adopted.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 111, a bill for an act to define and punish lewd, immoral and lascivious acts, and to provide penalty for 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 immediately after the word

"person" in the first line of said bill, the words "over sixteen (16) years of age."

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Amendment adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 137, a bill for an act to amend Section Two Thousand Nine Hundred Fifty-seven (2957) of the Code, and to make affidavits recorded thereunder competent evidence, and the fact of the record thereof presumptive 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 be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 139, a bill for an act to compel county supervisors to give bond, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 144, a bill for an act to amend Section Four Thousand Eight Hundred and Two (4802) of the Code, relating to the defacing of buildings, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

#### INTRODUCTION OF BILLS.

By McAllister of Linn, House File No. 161, a bill for an act to appropriate money for the purpose of erecting a monument over the grave of a Revolutionary soldier buried at Center Point, Linn County, Iowa.

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

By Dye of Pottawattamie, House File No. 162, a bill for an act to empower County Agricultural Societies to condemn and take private property for the use and accommodation of the public in attendance at fairs.

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

By Drury of Sac, House File No. 163, a bill for an act relating to fish and game, and making appropriation for the Fish and Game Commission of the State of Iowa.

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

By Harding of Woodbury, House File No. 164, a bill for an act to amend Section Seven Hundred (700) of the Supplement to the Code of Iowa to license and regulate keepers of intelligence or employment offices.

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

By Harding of Woodbury, House File No. 165, a bill for an act to repeal a law relating to special assessment rate which appears as Seven Hundred and Ninety-two-a (792-a) of the Code Supplement and to enact a substitute therefor.

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

By Swan of Appanoose, House File No. 166, a bill for an act to legalize certain actions of the Board of Supervisors of Appanoose County, Iowa, relating to Drainage District No. 1 of said county and issuance of bonds for the payment of expenses, costs, costs of construction and fees.

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

By Jones of Montgomery, House File No. 167, a bill for an act to repeal Section Two Thousand Seventy-seven (2077) of the Code, relating to maximum rates of fare and enacting a substitute therefor.

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

By Maben of Hancock, House File No. 168, a bill for an act to amend the law as it appears in Section Sixty-five (65) of the Supplement to the Code and to amend Sections Eighty-eight (88), Ninety-nine (99) and One Hundred Sixteen (116) of the Code, relating to the compensation of the Secretary to the Governor, the Deputy Secretary of State, the Deputy Auditor of State, and the Deputy Treasurer of State.

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

By Hambleton of Mahaska, House File No. 169, a bill for an act to provide for depositing funds of municipal corporations at interest.

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

By Hambleton of Mahaska, House File No. 170, a bill for an act to amend Paragraph Three (3) of Section Eight Hundred and Ninety-four (894) of the Supplement to the Code, relating to the levy of a tax for a sewer fund.

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

By Hambleton of Mahaska, House File No. 171, a bill for an act to amend Section Thirteen Hundred and Seventy-three (1373) of the Code, relating to the correction of erroneous assessments.

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

By Hambleton of Mahaska, House File No. 172, a bill for an act to amend Section Thirty-four Hundred and Forty-seven (3447) of the Code, relating to limitations of actions.

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

By Hambleton of Mahaska, House File No. 173, a bill for an act relating to the powers of local Boards of Health, amending Section Two Thousand Five Hundred Sixty-eight (2568) of the Code.

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

By Clarke of Jefferson, House File No. 174, a bill for an act to authorize the reconsignment, without charge, to a new destination,

of property forwarded by a common carrier and to provide for the treatment of the same as an original shipment.

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

By Miller of Dubuque, House File No. 175, a bill for an act to amend Chapter Fourteen (14) of Title V (5) of the Code, relating to the management of waterworks in special charter cities having a population of thirty-five thousand (35,000) or more, and all acts or parts of acts in so far as they conflict with this act not to be applicable to any such cities.

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

By Miller of Dubuque, House File No. 176, a bill for an act to repeal Chapter Fifty-one (51) of the Acts of the Twenty-ninth General Assembly, relating to compensation of waterworks trustees in special charter cities having a population of thirty thousand (30,000) or more.

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

By Miller of Dubuque, House File No. 177, a bill for an act providing that Chapter Eight (8) of Title VI (6) of the Code, relating to removal of municipal officers, be made applicable to special charter cities.

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

By Hambleton of Mahaska, House Joint Resolution No. 3.

Read first and second time and referred to Committee on Constitutional Amendments.

#### HOUSE JOINT RESOLUTION NO. 3.

Joint Resolution Proposing Amendment to the Constitution of Iowa, Relative to Suffrage and to Provide for its Publication and Reference.

*Be it Enacted by the General Assembly of the State of Iowa:*

That the following amendments to the Constitution of the State of Iowa be, and the same are, hereby proposed:

*First*—Strike out the word "male" in Section One (1), Article Three (3), of said Constitution.

*Second*—Strike out the word "male" in Section Four (4), Article Three (3), of said Constitution; and be it

*Resolved*, That the foregoing proposed amendments to the Constitution

be, and the same are, hereby referred to the Legislature to be chosen at the next general election for members of the General Assembly, and that the Secretary of State cause the same to be published for three months previous to the day of said election as provided by law.

MESSAGES 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. 71, a bill for an act to amend Sections Seven (7) and Eight (8), Chapter One Hundred and Sixty-six (166), relating to definition of term "misbranded" and method of labeling.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 49, a bill for an act to provide for the purchase of Legislative References.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 82, a bill for an act to provide for consolidation and change of boundaries of School Districts in certain cities.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

House File No. 32, a bill for an act to amend Section One Thousand Seven Hundred and Ninety-four (1794) of the Code, relative to Fraternal Accident Associations.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 28, a bill for an act to amend the law as it appears in Section Four Hundred and Sixty-nine (469), Title Four (4) of Chapter One (1) of the Code, relating to Compensation of Supervisors.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 22, a bill for an act to provide for the investment of the funds of Fraternal Beneficiary Societies.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 32, a bill for an act making an appropriation for Twenty Thousand (20,000), Railroad Commissioners' official maps to be distributed.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 87, a bill for an act for the relief of the grantees of Jacob W. Applegate, and for the purpose of having a patent issued in the name of S. S. Judge for a certain tract of land.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 69, a bill for an act to amend the law as it appears in Section Three Thousand Five Hundred and Twenty-nine (3529) of the Supplement to the Code, relating to service of original notice upon any corporation or persons owning or operating any railway or canal, steamboat or other river craft, or any telegraph, telephone, stage coach or car line, express company or foreign corporation.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 58, a bill for an act providing that Section Six Hundred and Fifty-four (654) of the Supplement to the Code and Section Six Hundred and Seventy-two (672) of the Code, relating to the appointment and compensation of police matrons be made applicable to special charter cities.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 29, a bill for an act legalizing the ordinances passed by City of Leon, Iowa.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 62, a bill for an act to legalize the acts and resolutions passed by the Board of Supervisors of Van Buren County, Iowa, in making a final settlement with H. L. McGrew, Treasurer of said county.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 46, a bill for an act to legalize the acts and proceedings of the city council of the City of Anamosa, Iowa, relative to the construction of permanent sidewalks and relative to the change of grade of certain streets.

GEO. A. NEWMAN,  
*Secretary of Senate.*

SENATE MESSAGES CONSIDERED.

Senate File No. 28, a bill for an act to amend the law as it appears in Section Four Hundred Sixty-nine (469), Title IV (4), Chapter One (1), of the Code, relating to the compensation of supervisors.

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

Senate File No. 29, a bill for an act to legalize the ordinances, acts, proceedings, resolutions and amendments to the ordinances passed by the city council of Leon, Iowa, and legalizing all the acts, proceedings and resolutions adopted or passed by the said city council in changing, from the incorporated town of Leon, Iowa, to the incorporated city of Leon, Decatur County, Iowa, legalizing all of the aforesaid proceedings as fully and effectually as if the law in every particular had been complied with in the passage of all said acts, proceedings and resolutions and the publication there-

of, if same had in any respect been omitted or neglected, and legalizing all the acts of the officials acting under said acts, ordinances, proceedings and resolutions.

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

Senate File No. 46, a bill for an act to legalize the acts and proceedings of the city council of the city of Anamosa, Iowa, relative to the construction of permanent sidewalks; and relative to the change of grade of a certain street.

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

Senate File No. 58, a bill for an act providing that Section Six Hundred and Fifty-four (654) of the Supplement to the Code, and Section Six Hundred and Seventy-two (672) of the Code, relating to the appointment and compensation of police matrons, be made applicable to special charter cities.

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

Senate File No. 69, a bill for an act to amend Section Three Thousand Five Hundred Twenty-nine (3529) of the Supplement to the Code, relating to the service of original notice on any corporation or person, owning or operating any railway or canal, steamboat or other river craft, or any telegraph, telephone, stage, coach or car line, express company or foreign corporation.

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

Senate File No. 62, a bill for an act to validate and legalize the consolidation of the Dunleith and Dubuque Bridge Company, a corporation created under the laws of the State of Illinois, with the Dunleith and Dubuque Bridge Company, a corporation created under the laws of the State of Iowa, and validating and legalizing all rights and franchises exercised under said consolidation, by said Iowa corporation, and all corporate acts and proceedings of the said Iowa corporation since the consolidation of the said Illinois corporation with it.

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

Senate File No. 71, a bill for an act to amend the law as it appears in Sections Seven (7) and Eight (8) of Chapter One Hun-

dred Sixty-six (166) of the Acts of the Thirty-first General Assembly, relating to the definition of the term "misbranded," and the method of labeling.

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

Senate File No. 82, a bill for an act to provide for the consolidation, and change of boundaries of school districts in certain cities of the first class, and other purposes incident thereto.

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

Senate File No. 87, a bill for an act for the relief of the grantees of Jacob W. Applegate, and for the purpose of having a patent issued in the name of S. S. Judge, for a certain tract of land.

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

#### CONSIDERATION OF BILLS.

On motion of Bixby of Delaware, Senate File No. 32 was substituted on the calendar for House File No. 46.

On motion of Bixby of Delaware, Senate File No. 32, a bill for an act making an appropriation for the purchase of twenty thousand (20,000) Railroad Commissioners' official maps to be distributed by the members of the General Assembly and Railroad Commissioners, was taken up and considered.

Mr. Bixby moved that the rule be suspended, that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer,

Meredith, Miller of Bremer, Miller of Dubuque, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—102.

The nays were :

None.

Absent or not voting :

Feely, Grier, Koontz, Moore, Nix, Sparks—6.

So the bill passed and the title was agreed to.

On motion of Hackler of Webster, House File No. 59, a bill for an act to amend Chapter Sixty-eight (68) of the laws of the Thirtieth General Assembly of Iowa, relative to the establishment of levees, ditches, drains and water-courses and to amend Sections Eleven (11) and Fourteen (14), with report of committee recommending passage as amended, was taken up, considered and the report of the committee, with amendment, adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—99.

The nays were :

None.

Absent or not voting:

Feely, Fox, Grier, Koontz, Lee, Lowrey, Moore, Nix, Schroeder  
—9.

So the bill passed.

Hackler of Webster moved to amend the title of House File No. 59 by inserting after the word "Chapter" and before the figures "68" in the first line of the printed bill, the words, "Sixty-eight" and by placing marks of parenthesis around the figures "68;" also by inserting the figures "11" enclosed in parentheses, after the word "eleven" in the third line of said title; and by inserting the figures "14" enclosed in parentheses after the word "fourteen" in the fourth line of said title.

Amendment adopted, and the title, as amended, agreed to.

On motion of Paul of Jones, consideration of House File No. 28 was indefinitely postponed.

On motion of Weeks of Guthrie, House File No. 102, a bill for an act to amend Sections Two Thousand Four Hundred Sixty-seven (2467) and Two Thousand Four Hundred Sixty-eight (2468) of the Code, relative to a penalty for violations thereof, with report of committee recommending passage, was taken up and considered.

Mr. Weeks moved to amend the bill by striking therefrom the word "and" in the sixth line of the same and inserting in lieu thereof the word "or;" also by striking from the eighth and ninth lines of said bill the words "or by both fine and imprisonment."

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones,

Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—100.

The nays were:

None.

Absent or not voting:

Feely, Grier, Koontz, Lee, Marston, Moore, Nix, Schroeder—8.

So the bill passed and the title was agreed to.

On motion of Schulte of Clayton, House File No. 68, a bill for an act to amend Section Two Thousand Three Hundred Forty-eight (2348) of the Code, relative to bounties on wild animals, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—101.

The nays were:

None.

Absent or not voting:

Feely, Fox, Grier, Koontz, Lee, Moore, Schroeder—7.

So the bill passed and the title was agreed to.

On motion of Schulte of Clayton, House File No. 57, a bill for an act giving cities and towns to make, enforce and maintain ordinances, rules and regulations affecting motor vehicles within the corporate limits of such cities and towns, with report of committee recommending passage as amended, was taken up and considered.

Meredith of Cass moved that the bill be referred to the Committee on Judiciary.

Motion prevailed.

On motion of Geneva of Keokuk, House File No. 96, a bill for an act to amend Section Seven Hundred Ninety-two (792) of the Code, relating to street improvements and special assessments and conferring on incorporated towns the same power possessed by cities in respect thereto, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Hackler, Hambleton, Hanna, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, McAlister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Webster, White, Wolfe, Youde, Mr. Speaker—89.

The nays were:

Anderson, Bergeson, Bonwell, Hanson, Meredith, Sheldon. Teter, Weeks, Wilson—9.

Absent or not voting :

Feely, Fox, Grier, Koontz, Lowrey, Moore, Nix, Schroeder, Welden, Van Houten—10.

So the bill passed and the title was agreed to.

Unanimous consent having been given, Weeks of Guthrie withdrew from the House the Judiciary Committee reports on House Files Nos. 69 and 97.

On motion of Doran of Boone, the House adjourned until 10:00 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, February 6, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. V. E. Hall of McGregor.

Journal of Tuesday, February 5, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

McAllister of Linn presented memorial of Kinsman Post No. 7, Department of Iowa, G. A. R., at Des Moines, relative to sacredness of Memorial Day.

Referred to Committee on Military.

Hambleton of Mahaska presented petition of C. A. Kenworthy of Oskaloosa, Iowa, relative to an appropriation for the Iowa State Poultry Association.

Referred to Committee on Appropriations.

McAllister of Linn presented memorial of Winfield Scott Post No. 66, Department of Iowa, G. A. R., at Webster City, relative to the proper observance of Memorial Day.

Referred to Committee on Military.

## REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 69, a bill for an act to amend Section Three Thousand Four Hundred and Ninety-six (3496) of the Code, relative to the place and manner of bringing actions 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 the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 97, a bill for an act to amend Section Three Thousand One Hundred and Eighty (3180), of the Code of Iowa, relating to judgments in divorce 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 be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No 42, a bill for an act to provide for the times of holding the regular meetings of the board of supervisors, and repealing Section Four Hundred Twelve (412) 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 amended by adopting in lieu thereof the following substitute amendment:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 42.

A BILL for an act to repeal Section Four Hundred and Twelve (412) of the Code and to enact a substitute therefor, relating to the time of holding meetings of the board of supervisors.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Four Hundred and Twelve (412) of the Code be and the same is hereby repealed and the following enacted in lieu thereof:

The members of the board of supervisors shall meet at the county seat of their respective counties on the first secular day in January and on the first Mondays in April and June and the second Monday in September in each year, and on the first Monday in November in the odd-numbered years, and on the first Monday after the general election in the even-numbered years, and shall hold such special meetings as are provided by law.

And when so amended that the bill do pass

E. W. WEEKS,  
*Chairman.*

Adopted.

Substitute amendment adopted.

## INTRODUCTION OF BILLS.

By Committee on Judiciary, House File No. 178, a bill for an act to amend Section Eleven Hundred Seventy-seven (1177) of the Code, relative to the time of qualifying for office.

Read first and second time and passed on file.

## HOUSE FILE NO. 178.

A BILL for an act to amend Section One Thousand One Hundred and Seventy-seven (1177) of the Code, relative to the time of qualifying for office.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Eleven Hundred Seventy-seven (1177) of the Code is hereby amended by striking from the fourth line of said Section the word "Monday" and substituting in lieu thereof the words "secular day."

By Hanson of Humboldt, House File No. 179, a bill for an act to amend Chapter One Hundred and Eighty-six (186) of the laws of the Thirtieth General Assembly relating to meandered lake beds, and enlarging the meaning of "a bona fide purchaser," under Section Seven (7) of said act.

Read first and second time and referred to Committee on Public Lands and Buildings.

By White of Story, House File No. 180, a bill for an act entitled an act to regulate demurrage and storage charges and to prevent delays in furnishing cars and in the transportation and delivery by railroads of freight other than perishable freight.

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

By Springer of Buchanan (by request), House File No. 181, a bill for an act making an appropriation for the Independence State Hospital.

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

By Elliott of Page, House File No. 182, a bill for an act making an appropriation for the Clarinda State Hospital.

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

By Webster of Muscatine (by request), House File No. 183, a bill for an act to protect residents of this State from annoyance

and loss by unscrupulous publishers, through alleged implied contracts.

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

By Welden of Hardin (by request), House File No. 184, a bill for an act making an appropriation for the Industrial School for Boys.

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

By Kelley of Polk, House File No. 185, a bill for an act making an appropriation for the Industrial School for Girls.

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

By Beery of Henry (by request), House File No. 186, a bill for an act making an appropriation for the Mount Pleasant State Hospital.

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

By Balluff of Scott, House File No. 187, a bill for an act making an appropriation for the Iowa Soldiers' Orphans' Home.

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

By Hanna of Benton, House File No. 188, a bill for an act making an appropriation for the College for the Blind at Vinton.

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

By Paul of Jones (by request), House File No. 189, a bill for an act making an appropriation for the State Penitentiary at Anamosa.

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

By McDonald of Carroll, House File No. 190, a bill for an act to amend Section Four Thousand Two Hundred and Twenty-three (4223) of the Code, relating to bringing action to quiet title.

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

By Hickey of Cherokee, House File No. 191, a bill for an act making an appropriation for the Cherokee State Hospital.

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

By Jones of Montgomery (by request), House File No. 192, a bill for an act making an appropriation for the salary and expenses of State Agents and other expenses incurred under Chapter One Hundred and Eighty-one (181) of the Acts of the Thirty-first General Assembly.

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

By Jones of Montgomery, House File No. 193, a bill for an act providing for the creation and equipment of a building in the city of Des Moines for the use of the Board of Control of State Institutions and the Adjutant General, and to include a State Arsenal, and making an appropriation therefor.

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

By Clarke of Jefferson, House File No. 194, a bill for an act commanding the Board of Railroad Commissioners to establish and put in effect certain freight rates under certain conditions.

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

By Greenwood of Mills, House File No. 195, a bill for an act making an appropriation for the Institution for Feeble Minded Children at Glenwood.

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

#### SENATE MESSAGES CONSIDERED.

Senate File No. 22, a bill for an act to provide for the investment of the funds of fraternal beneficiary societies, orders or associations.

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

Senate File No. 49, a bill for an act to provide for the purchase of legislative references and indexes of current legislation, and making an appropriation therefor.

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

CONSIDERATION OF BILLS.

On motion of Arney of Marshall, House File No. 119, a bill for an act making an appropriation to defray expenses of inaugural ceremonies, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Fenn, Felt, Flugum Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—102.

The nays were:

None.

Absent or not voting:

Feely, Fox, Grier, Koontz, Moore, Nix—6.

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

On motion of Weeks of Guthrie, House File No. 131, a bill for an act to amend Section Four Hundred Twenty-two (422) of the Code, relative to the power of boards of supervisors, and granting thereunto additional powers, with report of committee recommending passage, was taken up and considered.

Mr. Weeks moved to amend House File No. 131 by striking out the word "and" between the words "monumental" and "art" in the fourth line of the printed bill and inserting the word "or" in lieu thereof, and by striking out the word "and" between the words "monumental" and "art" in the sixth line of the printed bill and inserting the word "or" in lieu thereof.

Amendment adopted.

Mr. Weeks moved to amend by striking out the word "that" at the beginning of the seventh line of the printed bill and inserting the word "the" in lieu thereof.

Amendment adopted.

Hambleton of Mahaska moved to amend by striking out the word "convey" and the comma immediately preceding it, from the third line of the printed bill.

Amendment adopted.

Teter of Marion moved that the bill be re-referred to the Committee on Judiciary.

Motion lost.

Weeks of Guthrie moved to amend by striking out the word "conveyance" and the comma immediately preceding it from the fourth line of the printed bill.

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan,

Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—90.

The nays were:

Bergeson, Conn, Flugum, Heles, Lee, Springer, Teter—7.

Absent or not voting:

Clary, Cottrell, Feely, Fox, Geneva, Grier, Hickey, Kellogg, Koontz, Moore, Nix—11.

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE.

In explanation of my vote on House File No. 131, I desire to say that I do not regard that the proposed act, as now worded, properly safeguards the rights and title of the county in the real estate proposed to be granted for the purposes expressed therein.

And I say further that I am not opposed to the use of such real estate for the purposes designated in the bill under proper safeguards of the rights of the public.

N. J. LEE.

On motion of Sidey of Adair, House File No. 21, a bill for an act to legalize the special election of the town of Greenfield, Iowa, held September 10, 1906, for erection of waterworks and sewers, and voting bonds therefor, with report of committee recommending passage as amended by substitute, was taken up and considered.

Weeks of Guthrie moved to amend House File No. 21 by inserting following the word "submission," the words "to the voters of said town."

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles,

Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg. Sullivan, Swan, Swift, Teter, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—98.

The nays were :

None.

Absent or not voting :

Dow, Earle, Feely, Fox, Grier, Koontz, Moore, Nix, Van Houten, Wolfe—10.

So the bill passed and the title was agreed to.

On motion of Teter of Marion, House File No. 11, a bill for an act providing for the purchase and erection of a monument at the grave of the late ex-Governor William M. Stone, and making an appropriation therefor, with report of committee recommending passage as amended, was taken up and considered.

Meredith of Cass in the chair.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum Geneva, Greenwood, Hackler, Hanna, Hanson, Harding, Harvey, Hickey, Holmes Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—97.

The nays were:

None.

Absent or not voting:

Feeley, Fox, Grier, Hambleton, Heles, Koontz, Lowrey, Miller of Bremer, Moore, Morris, Nix—11.

So the bill passed and the title was agreed to.

In presenting the motion for the passage of House File No. 11, Mr. Teter made the following remarks:

MR. SPEAKER—Since all must die, some rich and others poor, how fortunate is he who dies crowned with the richness of the glorious effulgence of the affectionate admiration of those who know him best. And thus died him for whose memory we speak. Poor in worldly goods, but rich in deeds well done.

At the beginning of the Civil War, while in the bloom of his young manhood and sitting as a judge on the Circuit Bench, he was advised that Fort Sumter had been fired upon and he at once announced, "This court stands adjourned until the war is over." He was among the first of those who responded to the call to arms, and went forth as the captain of the first volunteer company from the quiet little village of his home. By consistent devotion to the faith of conviction he rose to the office of colonel. He had been active in the forensic debate of peace, and became equally aggressive in the forum of war. He was among the first of the men of the North to meet his brother of the South on the bloody field of battle. He was present on many a weary march, and lead many a deadly charge. Not that the North might be the victor, nor the South the vanquished foe, but for

"Liberty and Union, now and forever, one and inseparable."

Returning to his home and to the pursuits of peace, he was twice Chief Executive of our beloved Iowa. He was a good citizen, a gallant soldier and an honored Governor. But when the sands of his life had run out and the time for his voyage to the silent majority had come, his wealth consisted of a good name and a life well spent. Mindful only of the condition of his loved one left behind, he peacefully and tranquilly folded his hands across his aching breast and closed his eyes to the grand, sweet music of

"Simply to thy cross I cling;  
In my hand no price I bring,"

and then lapsed into the arms of eternal sleep to be awakened only by the trumpet call at the day of judgment.

Enshrouded with the beautiful folds of the Stars and Stripes, and the little bronze button proudly nestling on his breast, all that was mortal of a soldier of the Civil War was consigned to join his comrades on the field of fame's eternal camping ground, where they together now sleep the long slumber of rest—but he with not even a slab to mark the spot that wooed him to the shadowy shores beyond.

This bill proposes to permit the good people of this commonwealth to contribute a mere pittance to mark the last resting place of one of its Chief Executives. This is a duty which we owe not only in recognition of his services to the State, but primarily because of his services to the cause of the Union, the blessings of which we all enjoy. None of us of the younger generation can have any conception of the awfulness of that mortal combat of four years' ceaseless struggle; but we can at least contribute a little sum to the building of a monument at the grave of a leader of the boys in blue, as an emblem of our appreciation of the priceless heritage for which many of their lives were forfeited, and which their faithful services have bequeathed to us. There let it stand through all the countless years of time—the gift of a grateful people to a defender of their flag, who now lies silently sleeping through the ages of eternity in his windowless palace of rest

You ask me if we should pass this bill because William M. Stone was a soldier-Governor, and I answer you, yes, again and again, and a thousand times, yes. And I say, all hail to the American soldier, the guardian of our liberty, the defender of our rights! More loyal than the Greek, more patriotic than the Roman. When the truthful voice of history shall have been hushed forever, then, and not until then, will the citizenship of this nation cease to sing praises to the soldier living, to decorate the grave of the soldier dead; for whatever the Stars and Stripes of that Star Spangled Banner represent, whatever the Constitution of this grand Republic and the laws of this Nation may mean, whatever our liberty and its guarantees are worth, these are the measure of the merit and the honor of the achievements of the American soldier; and should fate decree that our shores shall e'er again be beset by hostile craft, his untarnished patriotism will guide us safely past the gale, and the Union will sail on and on and on throughout the unnumbered and numberless years of its resplendent course in the pathway of time as the proud monument to the memory of the soldier boys of this Republic.

This measure, Mr. Speaker, is easy of interpretation and its purposes are readily understood.

How insignificant is the paltry sum of five hundred dollars when contrasted with the record made. What a small recognition of public appreciation of deeds well done.

Let the bill pass unanimously, I beseech you; and remember, gentlemen, as the roll is called, that

“The boast of heraldry, the pomp of power,  
And all that beauty, all that wealth e'er gave,  
Await alike the inevitable hour,  
The paths of glory lead but to the grave.”

On motion of Pierce of Buena Vista, House File No. 70, a bill for an act to amend Section One Thousand Four Hundred Thirty-two (1432) of the Code, relative to issuing duplicates of lost or destroyed tax sale certificates, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Speaker Kendall in the chair.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Calkins, Cassady, Clary, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Geneva, Greenwood, Hambleton, Hanna, Hanson, Heles, Hickey, Hume, Inman, Jewell, Jones, Kendall, Kull, Lister, McDonald, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Sparks, Stewart, Stillman, Sullivan, Swift, Webster, Weeks, Wolfe, Youde—69.

The nays were:

Conn, Corrie, Doran, Flugum, Hackler, Harding, Harvey, Kelley, Kellogg, Lee, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Ofill, Paul, Smith, Swan, Teter, Welden, White, Wilson, Mr. Speaker—26.

Absent or not voting.

Blackmore, Clarke, Feely, Fox, Grier, Holmes, Koontz, Lowrey, Nix, Sheldon, Springer, Stoltenberg, Van Houten—13.

So the bill passed and the title was agreed to.

On motion of Hackler of Webster, House File No. 60, a bill for an act which amends a law which appears as Chapter Sixty-eight (68) of the laws of the Thirtieth General Assembly of Iowa relative to the establishment of levees, drains, ditches and water-courses, and providing for the employment of counsel by the Board of Supervisors and for the defense of appeals, additional to Title Ten (10), Chapter Two (2) of the Code and Code Supplement and laws of the Thirtieth General Assembly, with report of committee recommending passage as amended, was taken up, considered and the report of the committee with amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Holmes, Hume, Inman, Jones, Kellogg, Kendall, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Offill, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—91.

The nays were :

Bergeson, Heles—2.

Absent or not voting :

Arney, Conn, Feely, Fox, Grier, Hickey, Jewell, Kelley, Koontz, Kull, Lister, Mason, Moore, Nix, Reitz—15.

So the bill passed.

Mr. Hackler moved to amend the title by striking from the first part thereof the words "A bill an act which amends a law which appears as" and inserting in lieu thereof the words "A bill for an act to amend the law as it appears in."

Motion prevailed and title, as amended, agreed to.

On motion of Doran of Boone the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES.  
DES MOINES, IOWA, FEBRUARY 7, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. R. A. Quinn of Garner.

Journal of Wednesday, February 6, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Brandes of Pottawattamie presented petition of citizens of Council Bluffs, signed at a mass meeting, asking the suppression of the Sunday theatre.

Referred to Committee on Judiciary.

Webster of Muscatine presented petition of residents and voters of Muscatine County, relative to an appropriation for the Bacteriological Laboratory of the State Board of Health.

Referred to Committee on Public Health.

McAllister of Linn presented remonstrance of Twin City Lodge No. 56, Brotherhood of Railroad Trainmen, of Cedar Rapids, against two cent fare rate.

Referred to Committee on Railroads and Commerce.

Doran of Boone presented resolutions of Farmers' Grain Dealers' Association of Iowa, relative to freight and passenger rates, reciprocal demurrage and other suggested reforms, and moved that the resolutions be printed in the Journal.

Van Houten of Taylor moved as a substitute for the pending motion that the resolutions be referred to the Committee on Railroads and Commerce.

Substitute motion prevailed.

Unanimous consent having been given, Hambleton of Mahaska withdrew House File No. 15 from the Committee on Schools and Text Books, and from the further consideration of the House.

Pierce of Buena Vista moved that the House recall House File No. 70 from the Senate.

Motion prevailed.

#### REPORTS OF COMMITTEES.

Conn of Butler, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred Senate File No. 22, a bill for an act to provide for the investment of the funds of fraternal beneficiary societies, orders or 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 do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 72, a bill for an act to amend Section Four Thousand Three Hundred and Forty-one (4341) of the Code, relating to actions of mandamus, beg leave to report 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 adopting therefor the following substitute amendment:

#### SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 72.

A BILL for an act to amend Section Four Thousand Three Hundred and Forty-one (4341) of the Code, relating to actions of mandamus.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Four Thousand Three Hundred and Forty-one (4341) of the Code be and the same is hereby amended by adding at the end of said Section the following: "and said actions in mandamus shall be tried as equitable actions, and the appearance term in such actions shall be the trial term."

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Substitute amendment adopted.

Lister of Grundy, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 41, a bill for an act to provide for the payment by counties of a bounty for the destruction of pocket gophers, beg leave to report 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 the word “shall” in the second line of Section Four (4) of the printed bill and inserting the word “may” in lieu thereof, and when so amended that the bill do pass.

JOHN LISTER,  
*Chairman.*

Adopted.

Amendment adopted.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred Senate File No. 71, a bill for an act to amend the law as it appears in Sections Seven (7) and Eight (8) of Chapter One Hundred and Sixty-six (166) of the Acts of the Thirty-first General Assembly relating to the definition of the term “Misbranded” and the method of labeling, beg leave to report 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 LISTER,  
*Chairman.*

Adopted.

#### MESSAGE FROM THE SENATE.

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

Senate File No. 9, a bill for an act to confirm the title of F. C. Loverin in a strip of land in Section Fifteen (15), Township Ninety-three (93) North, Range Thirty-four (34) West of the Fifth Principal Meridian.

Geo. A. NEWMAN,  
*Secretary of the Senate.*

Teter of Marion moved that a committee of two be appointed to escort Hon. Geo. W. Clarke, a former Speaker of the House, to the Speaker's station.

Motion prevailed.

The Speaker appointed as such committee: Teter of Marion and Koontz of Johnson.

Mr. Clarke was then escorted to the Speaker's station and briefly addressed the House.

## INTRODUCTION OF BILLS.

By Holmes of Kossuth, House File No. 196, a bill for an act to revise the law relating to the sentence and commitment of persons convicted of crime, and providing for a system of reform and parole and to create the necessary officers therefor, defining their powers and duties, and to fix their compensation, and appropriating the money necessary to carry the same into effect, and to repeal all acts and parts of acts in conflict therewith.

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

By Van Houten of Taylor, House File No. 197, a bill for an act to legalize the acts of the city council of the city of Bedford in the adoption of the "revised ordinances" of said city and establishing a permanent grade and annexation of territory thereto.

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

By McDonald of Carroll, House File No. 198, a bill for an act to amend Section Three Thousand Five Hundred Thirty-eight (3538) of the Code, relative to notice and publication thereof to unknown claimants.

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

By Dye of Pottawattamie, House File No. 199, a bill for an act to provide for the repeal of the law as it now stands in regard to the selection of names for jury lists for the grand and trial juries and to enact a substitute therefor.

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

By Bonwell of Audubon (by request), House File No. 200, a bill for an act to provide for the repeal of the law as it now stands in regard to the selection of names for jury lists for the grand and trial juries and to enact a substitute therefor.

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

By Jones of Montgomery, House File No. 261, a bill for an act to reimburse John F. Riggs, Superintendent of Public Instruction, for sums paid out by him on account of the State Educational Board of Examiners.

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

By Mercer of Pocahontas (by request), House File No. 202, a bill for an act to amend Section One Thousand Three Hundred Four (1304) of the Code, relating to exemptions from taxation.

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

By Miller of Dubuque, House File No. 203, a bill for an act to amend Section Four Thousand Nine Hundred Sixty-nine (4969) of the Code, relating to the inhuman treatment of animals.

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

By Bascom of Dickinson, House File No. 204, a bill for an act to amend Section Seven Hundred Seventy-six (776) of the Code, relating to the publication of notices of questions submitted to the voters of cities and incorporated towns.

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

By Flugum of Winnebago (by request), House File No. 205, a bill for an act to create a lien in favor of persons owning or operating threshing machines, and additional to Chapter Eight (8), Title Fifteen (15) of the Code of Iowa.

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

By Brandes of Pottawattamie, House File No. 206, a bill for an act making an appropriation for the School for the Deaf at Council Bluffs.

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

By Geneva of Keokuk, House File No. 207, a bill for an act to repeal Sections Four Hundred Fifty-eight (458) and Four Hundred Fifty-nine (459) of the Code and to enact a substitute therefor, relating to taxation of dogs and injuries to domestic animals.

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

By Sparks of Wapello (by request), House File No. 208, a bill for an act amending Section Five Thousand Three Hundred Fourteen (5314) of the Code, and providing for the compensation of

attorneys appointed by the court to defend persons charged with certain crimes.

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

RESOLUTIONS.

Marston of Cerro Gordo presented the following resolution, which was laid over under Rule 34:

WHEREAS, There was reported in the House of Representatives of the United States (S. 5133) upon January Eleventh, Nineteen Hundred and Seven, an act passed by the Senate of the United States, entitled "an act to promote the safety of employes and travelers upon railroads by limiting the hours of service of employes thereon," and

WHEREAS, The interests of travelers upon railroads of the United States and of the employes thereon demand the speedy enactment into law of this measure, therefore be it

*Resolved by the House, the Senate concurring, of the State of Iowa,* That the Representatives in Congress from the State of Iowa be requested to use their votes and influence to secure an immediate favorable report upon, and the passage of said act (S. 5133) entitled "An Act to promote the safety of employes and travelers upon railroads by limiting the hours of service of employes thereon." Be it further

*Resolved,* That one copy be sent to the Speaker of the House of Representatives of the United States, one copy to the Chairman of the Committee on Interstate and Foreign Commerce of said House, and to each member of Congress from the State of Iowa.

Hambleton of Mahaska presented the following resolution, which, under a suspension of the rule, was adopted:

WHEREAS, The Honorable Robert B. Warren, an honored member of the House in the Eighteenth General Assembly, from Mahaska County, departed this life at his home in Des Moines, Iowa, on June 19, 1906, be it therefore

*Resolved,* That a committee of three be appointed to present resolutions commemorative of his life and public service.

The Speaker appointed as such committee Hambleton of Mahaska, Sullivan of Polk and Hickey of Cherokee.

SENATE MESSAGE CONSIDERED.

Senate File No. 9, a bill for an act entitled "an act to confirm the title of T. C. Loverin in a strip of land on Section Fifteen (15), Township Ninety-three (93) North, Range Thirty-four (34) West of the Fifth Principal Meridian, lying between the true south boundary line and the meandered south boundary line of Rat Lake in said section; and authorizing the Executive Council to Quit Claim said strip to him."

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

CONSIDERATION OF BILLS.

On motion of Sullivan of Polk, House File No. 81, a bill for an act to amend Section Five Hundred Twenty (520) of the Code in relation to the examination of witnesses by the coroner and to provide a reporter to be appointed by the coroner in counties having a population of more than fifty thousand (50,000), at inquests and investigations, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Sullivan moved to amend House File No. 81 by striking the words "witnesses" and "reporter" from the first line of the original bill.

Amendment adopted.

Lee of Emmet moved to amend the bill by striking from the second and third lines of the printed bill the words and figures "in counties having a population of fifty thousand (50,000) or more," and the commas immediately preceding and immediately following the phrase so stricken.

Amendment adopted.

Hackler of Webster moved to amend by inserting between the words "are" and "signed" in the fourth line of the printed bill the words "extended into long-hand by the reporter and."

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Hackler, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Lee, Low-

rey, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe—92.

The nays were:

Clary, Hambleton, Kull, Lister, McAllister, Pierce, Springer, Youde, Mr. Speaker—9.

Absent or not voting:

Arney, Conn, Feely, Fox, Grier, Miller of Bremer, Teter—7.

So the bill passed.

Sullivan of Polk moved to amend the title by striking out the words and figures "in counties having a population of more than fifty thousand (50,000)."

Amendment adopted.

Meredith of Cass moved to amend the title by striking out the word "and" in the last line and inserting the word "or" in lieu thereof.

Amendment adopted.

Title, as amended, agreed to.

On motion of Jones of Montgomery, House File No. 29, a bill for an act to amend Section Seven (7) of Chapter One Hundred Nine (109) of the laws of the Thirty-first (31st) General Assembly, relating to registration of births and deaths, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassidy, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Hackler,

Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—99.

The nays were:

None.

Absent or not voting:

Balluff, Bauman, Calkins, Feely, Grier, Hambleton, Miller of Bremer, Swift—9.

So the bill passed and the title was agreed to.

On motion of Brandes of Pottawattamie, House File No. 95, a bill for an act to amend Section One (1), Chapter One Hundred Twenty-two (122) of the laws of the Twenty-ninth (29th) General Assembly, relating to support of the Iowa School for the Deaf at Council Bluffs, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stol-

tenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Wel-  
den, White, Wilson, Wolfe, Youde, Mr. Speaker—102.

The nays were:

None.

Absent or not voting:

Bauman, Feely, Grier, Miller of Bremer, Sparks, Swift—6.

So the bill passed.

Mr. Brandes moved to amend the title by inserting in the third  
line thereof, between the words "of" and "the" the words "in-  
digent children in."

Amendment adopted, and title, as amended, agreed to.

#### REPORT OF COMMITTEES ON ENROLLED BILLS.

Stillman of Greene, from the Committee on Enrolled Bills, sub-  
mitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report  
that they have examined, and find correctly enrolled, Senate File No.  
32, a bill for an act making an appropriation for 20,000 Railroad Com-  
missioners' official maps to be distributed by the members of the General  
Assembly and Railroad Commissioners.

PAUL E. STILLMAN,  
*Chairman.*

Adopted.

Stillman of Greene, from the Joint Committee on Enrolled  
Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully  
report that they have examined, and find correctly enrolled, Senate File  
No. 32, a bill for an act making an appropriation for 20,000 Railroad Com-  
missioner's official maps to be distributed by the members of the General  
Assembly and Railroad Commissioners.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Adopted.

The Speaker announced that he had signed, as Speaker of the  
House, in the presence of the House, Senate File No. 32.

On motion of Dow of Franklin, the House adjourned until  
10:00 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 8, 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. A. R. Grant of Audubon.

Journal of Thursday, February 7, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Sullivan of Polk presented remonstrance of Local Union No. 43, Journeyman Barbers' Union of America, at Des Moines, against the passage of House Files Nos. 76 and 82.

Referred to Committee on Judiciary.

Speaker Kendall presented a communication of Ezra W. Felton, of Marengo, Iowa, relative to Fish and Game laws.

Referred to Committee on Fish and Game.

## REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 115, a bill for an act to amend Sections Three Hundred Ninety-three (393) and Two Thousand Nine Hundred Forty-two (2942) of the Code, relative to administration of oaths and taking of acknowledgments, beg leave to report 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. W. WEEKS.  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 23, a bill for an act to legalize certain acts of the Mount Pleasant city council, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 117, a bill for an act to amend Section Forty-six Hundred and Eight (4608) of the Code, relating to communications in professional confidence, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 114, a bill for an act to legalize certain acknowledgments and administrations of oaths, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 80, a bill for an act to amend Section Two Thousand Seventy-two (2072) of the Code, in relation to signals at road crossings, beg leave to report 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 adopting in lieu thereof the following substitute amendment:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 80.

A BILL for an act to amend Section Two Thousand Seventy-two (2072) of the Code, in relation to signals at road crossings.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Two Thousand Seventy-two (2072) of the Code be, and the same is hereby, amended by inserting immediately after the semicolon and before the word "and" in the seventh line thereof, the following: "and the council may regulate the sounding of the whistle and the ringing of the bell of such locomotives."

E. W. WEEKS,  
*Chairman.*

Adopted.

Substitute amendment adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 44, a bill for an act to provide for the compilation of the laws of the Thirtieth, Thirty-first and Thirty-second General Assemblies and the laws as they appear in the Code Supplement; to annotate the same and the code and rules of the Supreme Court to and including the May term, 1907, and to publish the said compilations and annotations as a "Supplement to the Code, 1907," and to provide for the appointing of a supervising committee and establish a salary for the editor of such Supplement to the Code and making an appropriation 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 by striking out the words and figures "Fifteen Hundred Dollars (\$1,500)" as they appear in Section Three (3) of said bill and inserting in lieu thereof the words and figures "Eighteen Hundred Dollars (\$1,800.)"

E. W. WEEKS,  
*Chairman.*

Adopted.

Amendment adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 53, a bill for an act to amend Sections Thirteen Hundred Eleven (1311) and Thirteen Hundred Twenty-two (1322) of the Code, relating to the assessment and taxation of moneys and credits and shares of stock of national banks, beg leave to report 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. W. WEEKS,  
*Chairman.*

MINORITY REPORT ON HOUSE FILE NO. 53.

MR. SPEAKER—The undersigned, being a minority of your Committee on Judiciary, to whom was referred House File No. 53, beg leave to report

that we have had the same under consideration, and failing to concur in the conclusions and report of said committee, reserve our right to dissent; and we, therefore, recommend that the bill do pass.

LORENZO D. TETER,  
N. J. LEE,  
J. L. BASCOM,  
E. W. WEEKS,  
L. F. SPRINGER,  
JNO. L. WOLFE.

Ordered passed on file.

Jones of Montgomery, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 35, a bill for an act legalizing the Iowa State Poultry Association; to define certain duties of said association; to make an annual appropriation therefor, and fixing a penalty for the misappropriation of any of the money hereby granted, beg leave to report 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.

F. F. JONES,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Marston of Cerro Gordo, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House File No. 7, a bill for an act to regulate the transportation of dead bodies and to provide for examination and license of embalmers and to provide penalties for violation, beg leave to report 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 word "shall" in fifth line, third word, Section Three (3) and insert the word "may" in lieu thereof, and when so amended that the bill do pass.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House File No. 85, a bill for an act to repeal Sections Four Thousand Nine Hundred and Forty-six-b (4946-b), Four Thousand Nine Hundred and Forty-six-c (4946-c), Four Thousand Nine Hundred and Forty-six-d (4946-d), Four Thousand Nine Hundred and Forty-six-e (4946-e) of the Supplement to the Code, relating to the disposition of unclaimed

dead bodies, providing for their use for anatomical purposes, and providing penalties for violation, beg leave to report 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 after "United States" in line two (2), Section Six (6) "or any person having made request to be buried," and when so amended that the bill do pass.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Sullivan of Polk, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 156, a bill for an act to amend Section Seven Hundred Seventy-one (771) of the Code Supplement, and Section One (1), Chapter Twenty-nine (29) of the Acts of the Thirtieth General Assembly, relating to the construction of viaducts, beg leave to report 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 B. SULLIVAN,  
*Chairman.*

Adopted.

#### RESOLUTIONS.

Marston of Cerro Gordo called up resolution relative to national legislation to promote the safety of employes and moved its adoption.

Motion prevailed and resolution was adopted.

McAllister of Linn presented the following resolution, which, under a suspension of the rules, was adopted:

"In view of the fact that one of our Journal Clerks, W. G. Watt, is incapable of performing the duties of his office; therefore, be it

*Resolved*, That Miss Eva Seevers be appointed to act as temporary Assistant Journal Clerk."

Eva Seevers was then sworn in as temporary Assistant Journal Clerk.

#### INTRODUCTION OF BILLS.

By McAllister of Linn, House File No. 209, a bill for an act to provide for the assessment and taxation of rural and farm telephone lines and amendatory and additional to Chapter One (1), Title VII (7) of the Code of Iowa.

Read first and second time and referred to Committee on Telegraph, Telephones and Express.

By Webster of Muscatine, House File No. 210, a bill for an act to promote the safety of employes and travelers upon railroads by limiting the hours of service thereon.

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

By Hambleton of Mahaska, House File No. 211, a bill for an act to legalize the making of certain plats made by the county auditors of Iowa or by the county surveyor for the owner, and the recording of the same by the county recorders of Iowa, and to legalize the descriptions of land in all instruments, conveyances, and incumbrances referring thereto.

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

By Teter of Marion, House File No. 212, a bill for an act providing for the examining and firing of shots in mines where shooting and blasting is done (additional to Chapter Nine (9) of Title Twelve (12) of the Supplement to the Code), and to repeal Section Twenty-four Hundred and Ninety-five-b (2495-b) of the Supplement to the Code.

Read first and second time and referred to Committee on Mines and Mining.

By Sparks of Wapello (by request), House File No. 213, a bill for an act to amend Section Two Thousand and Seventy-one (2071) of the Code, as amended by Chapter Forty-nine (49) of the acts of the Twenty-seventh General Assembly of 1898, relating to liability for negligence or wrongs of employes, and to prior contracts not a bar or defense to cause of action.

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

By Ritter of Des Moines, House File No. 214, a bill for an act to make an appropriation for a building and equipment for, and for the maintenance of, the School of Ceramics.

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

By Mason of Lee, House File No. 215, a bill for an act providing

for purchase and erection of a monument in memory of the Indian Chief Black Hawk and at the point of the first military post in the State of Iowa, and making an appropriation therefor.

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

MESSAGES 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. 81, a bill for an act prohibiting the storage and transportation of powder or other explosive in coal mines.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Substitute for Senate File No. 54, a bill for an act relating to the assignment of certificates of purchase in case of loss or destruction of original.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 41, a bill for an act providing for district sanitary convention.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 154, a bill for an act to amend the law as it appears in Section Twenty-six Hundred and Eight (2608), relating to the Soldiers' Home at Marshalltown, raising the per capita from \$14 to \$16.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 121, a bill for an act providing that Chapter Eight (8) of Title Six (6) of the Code, relating to removal of municipal officers be made applicable to special charter cities.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Substitute for Senate File No. 120, a bill for an act relating to compensation of water-works trustees in special charter cities having a population of thirty thousand (30,000) or more.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 119, a bill for an act relating to the management of waterworks in special charter cities having a population of thirty-five thousand (35,000) or more.

GEO. A. NEWMAN,  
*Secretary of Senate.*

#### SENATE MESSAGES CONSIDERED.

Senate File No. 81, a bill for an act prohibiting the storage and transportation of powder or other explosives in coal mines while miners or other employes are working therein.

Read first and second time and referred to Committee on Mines and Mining.

Senate File No. 41, a bill for an act providing for district sanitary conventions.

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

Substitute for Senate File No. 54, a bill for an act to amend the law as it appears in Title Seven (7), Chapter Two (2), Section One Thousand Four Hundred and Thirty-two (1432), relating to certificates of purchase and providing for renewal of lost or destroyed certificates of purchase.

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

Senate File No. 121, a bill for an act providing that Chapter Eight (8) of Title VI (6) of the Code, relating to removal of municipal officers, be made applicable to special charter cities.

Read first and second time and referred to Committee on Municipal Corporation.

Substitute for Senate File No. 120, a bill for an act to repeal Chapter Fifty-one (51) of the Acts of the Twenty-ninth General Assembly, relating to compensation of waterworks trustees in special charter cities having a population of thirty thousand (30,000) or more.

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

Senate File No. 154, a bill for an act to amend the law as it appears in Section Twenty-six Hundred and Eight (2608) of the Supplement to the Code, relating to the Soldiers' Home at Marshalltown.

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

Senate File No. 119, a bill for an act to amend Chapter Fourteen (14) of Title V (5) of the Code, relating to the management of waterworks in special charter cities having a population of thirty-five thousand (35,000) or more, and all acts or parts of acts in so far as they conflict with this act shall not be applicable to any such cities.

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

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following reports:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 2, a bill for an act to amend the law which appears as Chapter Fifty-six (56), Acts of the Thirtieth General Assembly, relating to examination of Insurance companies.

Also:

House File No. 32, a bill for an act amending Section Seventeen Hun-

dred Ninety-four (1794) of the Code, relative to fraternal accident associations.

PAUL E. STILLMAN,  
*Chairman.*

Adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 2, a bill for an act to amend the law which appears as Chapter Fifty-six (56), Acts of the Thirtieth General Assembly, relating to examination of insurance companies.

Also:

House File No. 32, a bill for an act amending Section Seventeen Hundred Ninety-four (1794) of the Code, relative to fraternal accident associations.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Adopted.

CONSIDERATION OF BILLS.

On motion of McElrath of Woodbury, House File No. 111, a bill for an act to define and punish lewd, immoral and lascivious acts and to provide penalty for the same, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey,

Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson Wolfe, Youde, Mr. Speaker—100.

The nays were:

None.

Absent or not voting:

Feely, Fox, Grier, Miller of Bremer, Offill, Reitz, Sparks, Teter—8.

So the bill passed and the title was agreed to.

On motion of Brandes of Pottawattamie, House File No. 94, was re-referred to the Committee on School for the Deaf.

On motion of Teter of Marion, House File No. 178, a bill for an act to amend Section Elever. Hundred and Seventy-seven (1177) of the Code, relative to the time of qualifying for office, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Hackler, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Still-

man, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—96.

The nays were :

None.

Absent or not voting :

Arney, Bergeson, Feely, Fox, Grier, Hambleton, Hanna, Hume, McElrath, Offill, Reitz, Sparks—12.

So the bill passed and the title was agreed to.

On motion of Brandes of Pottawattamie, House File No. 42, a bill for an act to provide for the times of holding the regular meetings of the Board of Supervisors and repealing Section Four Hundred and Twelve (412) of the Code, with report of committee recommending passage as amended by substitute, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mercer, Meredith, Miller of Bremer, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—97.

The nays were :

None.

Absent or not voting :

Baird, Feely, Fox, Grier, Hanna, McElrath, Mason, Moore, Offill, Reitz, Sparks—11.

So the bill passed and the title was agreed to.

On motion of Brandes of Pottawattamie, House File No. 41, a bill for an act to provide for the payment by counties of a bounty for the destruction of pocket gophers, with report of committee recommending passage as amended, was taken up and considered.

Corrie of Ida moved to amend the bill by striking the word "Auditor," and the comma following from line four (4) of Section Three (3) of the printed bill.

Amendment lost.

Lee of Emmet moved to amend the bill by striking out the word "shall" from the first line of the First (1st) Section of the printed bill and inserting the word "may" in lieu thereof.

Amendment lost.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Baird, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Conn, Corrie, Darrah, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Greenwood, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lister, McAllister, McDonald, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Pierce, Price, Reaney, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Youde—78.

The nays were :

Bascom, Calkins, Clarke, Clary, DeMar, Geneva, Maben, Miller of Bremer, Moore, Paul, Springer, Stewart, Teter, Mr. Speaker—14.

Absent or not voting :

Arney, Balluff, Cottrell, Feely, Fox, Grier, Hanna, Kellogg, Koontz, Lowrey, McElrath, Offill, Reitz, Ritter, Sparks, Wolfe—16.

So the bill passed.

Weeks of Guthrie moved to amend the title by inserting after the word "gophers" the words "and to levy a tax for such bounty."

Amendment adopted, and title, as amended, agreed to.

On motion of Weeks of Guthrie, House File No. 72, a bill for an act to amend Section Forty-three Hundred and Forty-one (4341) of the Code, relating to action for mandamus, with report of committee recommending passage as amended by substitute, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Hacker, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Stewart, Stillman, Swan, Swift, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde—90.

The nays were :

Geneva, Teter, Mr. Speaker—3.

Absent or not voting :

Clary, Conn, Feely, Grier, Hanna, Lowrey, Miller of Bremer, Offill, Reitz, Smith, Sparks, Springer, Stoltenberg, Sullivan, White—15.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, Senate File No. 22, a bill for an act to provide for the investment of the funds of fraternal beneficiary societies, orders and associations, with report of committee recommending passage, was taken up and considered.

Geneva of Keokuk moved to amend Senate File No. 22, by striking out of line twelve (12) of Section One (1) of the printed bill the words "or any other State."

Amendment lost.

Mr. Jones moved that the rule be suspended, that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Greenwood, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—95.

The nays were:

None.

Absent or not voting:

Feely, Fox, Geneva, Grier, Hanna, Kelley, Kellogg, Lowrey, McElrath, Ofill, Reitz, Stoltenberg, Sullivan—13.

So the bill passed and the title was agreed to.

On motion of Lister of Grundy, Senate File No. 71, a bill for an act to amend Sections Seven (7) and Eight (8), Chapter One Hundred and Sixty-six (166), Acts of the Thirty-first General Assem-

bly, relating to the definition of the term "misbranded" and the method of labeling, with report of committee recommending passage, was taken up and considered.

Mr. Lister moved that the rule be suspended, that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Berge-son, Bixby, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, El- liott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, Lee, Lister, McAllister, Maben, Mann, Marston, Mason, Mercer, Mere- dith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—90.

The nays were :

Balluff, McDonald, Sparks—3.

Absent or not voting :

Blackmore, Feely, Fox, Grier, Hanna, Kelley, Lowrey, McElrath, Miller of Bremer, Offill, Reitz, Ritter, Springer, Sullivan, Wolfe —15.

So the bill passed and the title was agreed to.

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, House File No. 2 and House File No. 32.

On motion of Anderson of Hamilton, the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES.  
DES MOINES, IOWA, FEBRUARY 9, 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. J. H. Creagar of East Peru.

Journal of Friday, February 8, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Sullivan of Polk presented resolutions of the Brotherhood of Locomotive Firemen and Engineers of Lodge No. 102 of Des Moines, Iowa, relative to Employer's Liability Act.

Referred to Committee on Judiciary.

Ritter of Des Moines presented communication of William Lowe of Latty, Iowa, relative to roads and road work.

Referred to Committee on Roads and Highways.

Dye of Pottawattamie presented petition of physicians of Pottawattamie County relative to House File No. 45.

Referred to Committee on Public Health.

Hanson of Humboldt presented petition of citizens and voters of Washington, Iowa, relative to a constitutional amendment relative to the manufacture and sale of alcoholic liquors.

Referred to Committee on Constitutional Amendments.

Moore of Linn presented petition of breeders and dealers in registered draft horses and road horses of Linn county, relative to certificates of stallions.

Referred to Committee on Agriculture.

## LEAVE OF ABSENCE GRANTED.

On request of Cassady of Monona leave of absence was granted Corrie of Ida until Tuesday.

On request of Paul of Jones leave of absence was granted Feely of Black Hawk until Monday.

On request of White of Story leave of absence was granted McElrath of Woodbury until Tuesday.

On request of Nix of Union leave of absence was granted Offill of Jasper until Monday noon.

On request of Hackler of Webster leave of absence was granted Holmes of Kossuth until Monday.

On request of Hambleton of Mahaska leave of absence was granted Clary of Chickasaw until Tuesday.

## REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 71, a bill for an act to legalize the acts and proceedings of the city council of the city of Anamosa, Iowa, relative to the construction of permanent sidewalks and the change of grade of a certain street, beg leave to report 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 at the end of section two thereof the words "But the provisions of this act shall in no wise affect pending litigation," and when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Amendment adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 29, a bill for an act legalizing the ordinances, acts, proceedings, resolutions and amendments to the ordinances passed by the city council of Leon, Iowa, and legalizing all the acts, proceedings and resolutions adopted or passed by the city council from the incorporated town of Leon, Iowa, to the incorporated city of Leon, Decatur county, Iowa, legalizing all the aforesaid proceedings as fully and effectually as if the law in every particular had been complied with in the passage of all said acts, proceedings and resolutions and publication thereof, if

same had been in any respect omitted or neglected, and legalizing all the acts of the officials acting under said acts, ordinances, proceedings and resolutions, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 46, a bill for an act to legalize the acts and proceedings of the city council of the city of Anamosa, Iowa, relative to the construction of permanent sidewalks and relative to the change of grade of a certain street, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 87, a bill for an act for the relief of the grantees of Jacob W. Applegate, and for the purpose of having a patent issued in the name of S. S. Judge for a certain tract 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 do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

McAlister of Linn, from the Committee on Military, submitted the following reports:

MR. SPEAKER—Your Committee on Military, to whom was referred House File No. 118, a bill for an act to amend section twenty-six hundred and two (2602) of the Code relating to admission of persons to the Soldiers' Home, beg leave to report 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 MCALLISTER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Military, to whom was referred House File No. 161, a bill for an act to appropriate money for the

purpose of erecting a monument over the grave of a Revolutionary soldier buried at Center Point, Linn County, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out Section Two (2), which is the publication clause, and when so amended that the bill do pass.

JOHN MCALLISTER,  
*Chairman.*

Adopted.

Amendment adopted.

Van Houten of Taylor moved that House File No. 161, be now referred to the Committee on Appropriations.

Motion prevailed, and the bill was so referred.

Also:

MR. SPEAKER—Your Committee on Military, to whom was referred House File No. 151, a bill for an act to prevent the desecration of Memorial Day and provide 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 the recommendation that the same do pass.

JOHN MCALLISTER,  
*Chairman.*

Adopted.

Morris of Sioux, from the Committee on Roads and Highways, submitted the following reports:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 16, a bill for an act relating to road tax and amending Section One Thousand Five Hundred and Twenty-two (1522) of the Code and Supplement to 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 amended as follows: That the semicolon (;) after the word "fund" in the tenth line of Section One (1), of the original bill, be stricken out, and a comma (,) be substituted in lieu thereof and the following added thereto: "provided, that one mill or necessary portion thereof be reserved to pay benefits assessed against townships in drainage districts." And that Section Three (3) of the original bill be stricken out and the following substituted in lieu thereof:

Sec. 3. This act being deemed of immediate importance, shall take effect and be in force from and after the date of its publication in the Des Moines Daily Capital and the Register and Leader, newspapers published in the city of Des Moines, Iowa.

And when so amended that the bill do pass.

J. F. MORRIS,  
*Chairman.*

Adopted.

Amendment adopted.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 30, a bill for an act to provide for the fencing of lands by private land owners along 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 the same be indefinitely postponed.

J. F. MORRIS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Nix of Union, from the Committee on Police Regulations, submitted the following report:

MR. SPEAKER—Your Committee on Police Regulations, to whom was referred House File No. 83, a bill for an act to punish burglary with explosives, beg leave to report 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 Judiciary Committee.

B. T. NIX,  
*Chairman.*

Adopted.

Unanimous consent having been given, Jones of Montgomery withdrew House File No. 51 from the Committee on Insurance and from further consideration of the House.

Unanimous consent having been given, Moore of Linn withdrew House File No. 83 from the Committee on Judiciary and from further consideration of the House.

#### INTRODUCTION OF BILLS.

By Shaffer of Fayette, House File No. 216, a bill for an act to amend Chapter Ninety-eight (98), Acts of the Thirty-first General Assembly, relative to the registration and publication of pedigrees.

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

By Bixby of Delaware, House File No. 217, a bill for an act to amend the law as it appears in Section One Hundred and Sixty-eight (168) and Section Twenty-six Hundred and Thirty-four-a (2634-a) of the Supplement to the Code, providing for

furnishing the Educational Board of Examiners with supplies and printing and for the payment of the expenses of the Educational Board of Examiners.

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

By Balluff of Scott, House File No. 218, a bill for an act to repeal Section Three Hundred and Thirty-four (334) of the Code, relating to excusing persons from jury service and to enact a substitute for said section.

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

By Balluff of Scott (by request), House File No. 219, a bill for an act providing for the inspection of steam boilers, generators, superheaters, and creating the office of State Boiler Inspector, defining his duties thereunder and providing penalties for the violation thereof.

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

By the Committee on Railroads and Commerce, House File No. 220, a bill for an act to repeal Sections Two Thousand and Seventy-six (2076) and Two Thousand and Seventy-seven (2077) of the Code, and to enact a substitute therefor.

Read first and second time and passed on file.

Jones of Montgomery moved that consideration of House File No. 220 be made a special order for 10:30 o'clock Tuesday morning, February 12.

Motion prevailed.

HOUSE FILE NO. 220—BY COMMITTEE ON RAILROADS AND COMMERCE.

A BILL for an Act to Repeal Sections Two Thousand Seventy-six (2076) and Two Thousand Seventy-seven (2077) of the Code, and to Enact Substitutes Therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Two Thousand Seventy-six (2076) of the Code is hereby repealed and the following enacted in lieu thereof:

All railroads of the State shall be classified in accordance with the gross amount of their several annual earnings within the State, per mile, for the preceding year, as follows: Class "A" shall include those whose gross annual earnings per mile shall be four thousand dollars or more;

Class "B" shall include those whose gross annual earnings per mile shall be three thousand dollars or any sum in excess thereof less than four thousand dollars; Class "C" shall include those whose gross annual earnings per mile shall be less than three thousand dollars. In determining the classification of any railroad, the entire railroad property owned or operated by any company shall be considered as a single railroad, and the aggregate gross earnings of the entire railroad within the State shall be divided by the entire mileage owned or operated within the State, to ascertain the gross earnings per mile of such railroad.

SEC. 2. That Section Two Thousand Seventy-seven (2077) of the Code is hereby repealed and the following enacted in lieu thereof:

All railroad corporations, according to their classifications as herein prescribed, shall be limited to compensation per mile for the transportation of any person with ordinary baggage not exceeding one hundred and fifty pounds in weight as follows: Class "A", two cents; Class "B", two and one-half cents; Class "C," three cents; and for children twelve years of age or under, one-half the rate above prescribed. A charge of ten cents may be added to the fare of any passenger when the same is paid upon the cars, if a ticket might have been procured within a reasonable time before the departure of the train.

Sec. 3. This act, being deemed of immediate importance, shall take effect from and after its passage and publication in the Register and Leader and Des Moines Capital, newspapers published at Des Moines, Iowa.

Accompanying the introduction of House File No. 220, was a recommendation by the Committee on Railroads and Commerce that the bill do pass.

#### MESSAGES FROM THE SENATE.

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following Concurrent Resolution in which the concurrence of the Senate was asked:

Concurrent Resolution relative to requesting Congress to pass laws limiting the hours of service of employes on railroads.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns, as requested by the House, the following bill, in which the concurrence of the Senate was asked:

House File No. 70, a bill for an act to amend Section Fourteen Hundred and Thirty-two (1432) of the Code, relative to issuing duplicates of lost or destroyed tax sale certificates.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the

Senate has adopted the following Concurrent Resolution in which the concurrence of the Senate was asked:

Concurrent Resolution, relative to the holding of a joint session of the House and Senate on Tuesday, February 12th, at 1:30 o'clock, p. m.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

House File No. 119, a bill for an act to make an appropriation to defray the expenses of the inaugural ceremonies.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Substitute for House File No. 21, a bill for an act to legalize the special election of the town of Greenfield, Iowa, held September 10, 1906.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 162, a bill for an act to provide for the issuance of an execution when outstanding execution is lost or destroyed.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 97, a bill for an act making appropriation to defray the mileage and expenses of the members of the various committees sent by the Thirty-second General Assembly to visit the several State Institutions.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 102, a bill for an act making appropriation to pay additional employes of the Thirty-second General Assembly.

GEO. A. NEWMAN,  
*Secretary of Senate.*

## CONSIDERATION OF BILLS.

On motion of Geneva of Keokuk, House File No. 114, a bill for an act to legalize certain acknowledgments and administrations of oaths, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Balluff, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Fenn, Flugum, Geneva, Greenwood, Hackler, Hanson, Harding, Harvey, Heles, Jewell, Kellogg, Kendall, Koontz, Kull, Lee, McAllister, McDonald, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Pierce, Price, Reaney, Reitz, Ritter, Schoenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Sullivan, Swan, Webster, Weeks, Welden, White, Wolfe—70.

The nays were:

Felt, Fox, Grier, Hume, Inman, Jones, Kelley, Maben, Mann, Paul, Stillman, Stoltenberg, Teter, Wilson, Youde, Mr. Speaker—16.

Absent or not voting:

Anderson, Arney, Baird, Beery, Bergeson, Clary, Conn, Corrie, Feely, Hambleton, Hanna, Hickey, Holmes, Lister, Lowrey, McElrath, Marston, Meredith, Offill, Schroeder, Swift, Van Houten—22.

So the bill passed and the title was agreed to.

On motion of Sullivan of Polk, House File No. 80, a bill for an act to amend Section Two Thousand and Seventy-two (2072) of the Code, in relation to signals at road crossings, with report of committee recommending passage as amended by substitute, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Baluff, Bixby, Clarke, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Geneva, Hambleton, Harding, Harvey, Hume, Jones, Kelley, Kellogg, McDonald, Marston, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ritter, Schoenenberger, Schulte, Sheldon, Sidey, Smith, Springer, Stillman, Stoltenberg, Webster, Weeks, Wolfe—38.

The nays were:

Allred, Anderson, Arney, Bascom, Bauman, Bergeson, Blackmore, Bonwell, Brandes, Calkins, Cassady, Conn, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Fox, Grier, Hackler, Hanson, Heles, Inman, Jewell, Kendall, Kull, Lee, Lister, McAllister, Maben, Mann, Paul, Pierce, Price, Reaney, Reitz, Schroeder, Shaffer, Stewart, Sullivan, Swan, Teter, Van Houten, Welden, White, Wilson, Youde, Mr. Speaker—53.

Absent or not voting:

Baird, Beery, Clary, Corrie, Elliott, Feely, Greenwood, Hanna, Hickey, Holmes, Koontz, Lowrey, McElrath, Meredith, Ofill, Sparks, Swift—17.

So the bill was lost.

On motion of Sidey of Adair, House File No. 7, a bill for an act to regulate the transportation of dead bodies and the practice of embalming and to provide for examination and license of embalmers, and to provide penalties for violation, with report of committee recommending passage as amended, was taken up, considered and the report of the committee, with amendment, adopted.

Lee of Emmet in the chair.

Van Houten of Taylor moved to amend House File No. 7 by inserting after the word "also" in line five of Section Three (3) of the printed bill the words "be required to."

Amendment adopted.

Cottrell of Plymouth moved to amend House File No. 7 by striking out the words "and final disposition" in the first and second lines of Section Seven (7) of the printed bill.

Amendment adopted.

Van Houten of Taylor moved to amend House File No. 7 by inserting in Section One (1), second line of the printed bill, after the word "conveyance" the words "except as hereinafter provided."

Amendment adopted.

Miller of Bremer moved to amend House File No. 7 by striking out the enacting clause.

Amendment lost.

Speaker Kendall in the chair.

Schulte of Clayton moved to amend House File No. 7 by striking out all after the word "act" in the second line of Section Four (4) and up to the word "The," preceding State, in the seventh line of Section Four (4) of the printed bill.

Dow of Franklin moved that the further consideration of House File No. 7 be made a special order for next Tuesday morning at 11:00 o'clock.

Motion prevailed.

Miller of Bremer called up Senate Concurrent Resolution relative to a Joint Convention on Tuesday afternoon, February 12th, and moved the concurrence of the House in the said resolution.

Motion prevailed, and so the House concurs.

Inez Campbell sworn as Clerk for Committees on Mines and Mining and Horticulture, having been recommended by the Special Examining Committee.

On motion of Dow of Franklin, the House adjourned until 2:00 o'clock Monday afternoon.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY, 11, 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. C. L. Dean of Woodward.

Journal of Saturday, February 9, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Corrie of Ida presented petition of citizens of Ida County relative to a liberal appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Sullivan of Polk presented remonstrance of Journeymen Plasterers' Association of Des Moines, Iowa, against amendment to Section Four Thousand and Eleven (4011), relating to the exemption from liability for debts for personal earnings.

Referred to Committee on Judiciary.

Sullivan of Polk presented resolution of the Active Republican Organization of Polk County relative to the enacting of a law permitting the consolidation of the School Districts of Des Moines.

Referred to Committee on Schools and Text Books.

Moore of Linn presented petition of business men of Cedar Rapids relative to the enactment of the Exemption Bill.

Referred to Committee on Judiciary.

Baird of Iowa presented petition of citizens of Victor relative to the enactment of the "Clark Bill," known as House File No. 45.

Referred to Committee on Public Health.

Schulte of Clayton presented remonstrance of Brotherhood of Railroad Trainmen, Lodge No. 581, of Dubuque, Iowa, remonstrating against the Two Cent Fare Bills.

Referred to Committee on Railroads and Commerce.

Schroeder of Crawford presented petition of citizens of Crawford County relative to an appropriation for the Benedict Home.

Referred to Committee on Appropriations.

Inman of Floyd presented resolutions of Gardner Post No. 90, Iowa G. A. R., relative to the desecration of Memorial Day.

Referred to Committee on Military.

Offill of Jasper presented petition of citizens of Newton relative to the enactment of the State Marshal Bill.

Referred to Committee on Appropriations.

#### REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 211, a bill for an act to legalize the making of certain plats made by the County Auditors of Iowa or by the County Surveyor for the owner, and the recording of the same by the County Recorders of Iowa, and to legalize the descriptions of land in all instruments, conveyances and incumbrances referring thereto, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 150, a bill for an act to amend Section Four Hundred Thirty-two (432) of the Code, pertaining to the meetings of the Soldiers' Relief Commission, beg leave to report 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 from the last line of said bill the word "following," and when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Amendment adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 155, a bill for an act to require a person who, after suit brought in a court of record, becomes a non-resident, and also to require plaintiffs who are unable to pay costs, to give security for costs, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 127, a bill for an act to amend the law as it appears in Title Seven (7), Chapter Two (2), Section Number One Thousand Four Hundred and Thirty-two (1432), relating to certificates of purchase, and providing for renewal of lost or destroyed certificates of purchase, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 183, a bill for an act to protect residents of this State from annoyance and loss by unscrupulous publishers, through alleged implied 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.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 93, a bill for an act to amend Section Twenty-two Hun-

dred and Sixty-six (2266) of the Code, requiring insanity commissioners to ascertain who is responsible for the care and keeping of insane persons, and report same to the County Auditor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Meredith of Cass, from the Committee on Railroads and Commerce, submitted the following report:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 52, a bill for an act defining the duties of railroad companies in the shipment and transportation of live stock, beg leave to report 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 adopting the following substitute therefor:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 52.

A BILL for an Act Defining the Liability of Railroad and Railway Companies in the Case of Failure to Transport Live Stock at a Certain Rate of Speed.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. If any railroad or railway company operating within this State shall fail to transport any carload of live stock received by it for transportation at the average speed of twelve (12) miles per hour while in a train of less than twenty (20) cars, and eighteen (18) miles per hour when a part of a larger train, including stops, so long as such car is within this State, it shall be liable for all damages occasioned thereby, including loss from depreciation in the market price, loss in weight of the live stock, loss in time of the shipper, his agent or employes, and any other expense caused by such failure.

In any suit brought to recover such damages, a reasonable attorney's fee for the plaintiff shall be taxed as a part of the costs if the plaintiff recovers a judgment. Provided, that in ascertaining the said speed, the time lost in unavoidable accident shall be deducted, but the railroad or railway company shall have the burden of proof in establishing the right to any such deduction.

All contracts, agreements or stipulations contrary to the provisions hereof shall be void and of no effect.

And when so amended that the bill do pass.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Substitute amendment adopted.

Sullivan of Polk, from the Committee on Municipal Corporations, submitted the following reports:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 197, a bill for an act to legalize the acts of the city council of the city of Bedford, in the adoption of the “revised ordinances” of said city and establishing a permanent grade and annexation of territory thereto, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to Committee on Judiciary.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted, and the bill was so referred.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 175, a bill for an act to amend Chapter Fourteen (14) of Title Five (5) of the Code, relating to the management of waterworks in special charter cities having a population of thirty-five thousand (35,000) or more, and all acts or parts of acts in so far as they conflict with this act shall not be applicable to any such cities, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 176, a bill for an act to repeal Chapter Fifty-one (51) of the Acts of the Twenty-ninth General Assembly, relating to compensation of waterworks trustees in special charter cities having a population of thirty thousand (30,000) or more, beg leave to report 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.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 177, a bill for an act providing that Chapter Eight (8) of Title VI (6) of the Code, relating to removal of municipal officers, be made applicable to special charter cities, beg leave to report that they have had the same under consideration and have instructed

me to report the same back to the House with the recommendation that the same be indefinitely postponed.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate File No. 119, a bill for an act to amend Chapter Fourteen (14) of Title Five (5) of the Code, relating to the management of waterworks in special charter cities having a population of thirty-five thousand (35,000) or more, and all acts or parts of acts in so far as they conflict with this act shall not be applicable to any such cities, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred substitute for Senate File No. 120, a bill for an act to repeal the law as it appears in Section Nine Hundred and Fifty-five-a. (955-a) of the Supplement to the Code, relating to compensation of waterworks trustees in special charter cities having a population of thirty thousand (30,000) or more, beg leave to report 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 B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate File No. 121, a bill for an act providing that Chapter Eight (8) of Title VI (6) of the Code, relating to removal of municipal officers, be made applicable to special charter cities, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 164, a bill for an act to amend Section Seven

Hundred (700) of the Supplement to the Code of Iowa, to license and regulate keepers of intelligence or employment offices, beg leave to report 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 B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 165, a bill for an act to repeal a law, relating to special assessment rate, which appears as Seven Hundred Ninety-two-a (792-a) of the Code Supplement, 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 do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Morris of Sioux, 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. 12, a bill for an act to amend Chapter Two (2) of Title Eight (8) of the Supplement to the Code, relating to the duties of township trustees; the election, duties and compensation of road superintendents; the division and consolidation of road districts, and the collection of property road tax, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows:

That the word "may" in the second line of Section One (1) of the original bill be stricken out and the word "shall" be substituted in lieu thereof; that the words "and who voted at the last preceding general election" in the fourth line of Section One (1) of the original bill be stricken out.

That the words "and who voted at the last preceding general election" in the fourth and fifth lines of Section Three (3) of the original bill be stricken out.

And when so amended that the bill do pass.

J. F. MORRIS,  
*Chairman.*

Adopted.

Amendment adopted.

Van Houten of Taylor, from the Committee on Printing, submitted the following report:

MR. SPEAKER—Your Committee on Printing, to whom was referred Senate File No. 27, a bill for an act to amend Section Forty-seven (47) of the Code, relative to compensation of newspapers for the publication of laws, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

G. H. VAN HOUTEN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 71, a bill for an act to amend the law as it appears in Sections Seven (7) and Eight (8) of Chapter One Hundred and Sixty-six (166) of the Acts of the Thirty-first General Assembly, relating to the definition of the term "misbranded" and the method of labeling.

Also:

Senate File No. 22, a bill for an act to provide for the investment of the funds of fraternal beneficiary societies, orders or associations.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Adopted.

#### INTRODUCTION OF BILLS.

By Stoltenberg of Scott, House File No. 221, a bill for an act providing for the inspection of steam boilers; providing for safety appliances to be used on such boilers; providing for the appointment of inspectors, and providing for the enforcement of the provisions of this act, and fixing penalties for the violation thereof.

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

By Sparks of Wapello (by request), House File No. 222, a bill for an act to amend Section Two Thousand Eight Hundred Twenty-three-o (2823-o) of Chapter Fourteen-c (14-c) of the Supplement to the Code, relating to the distribution of books in school districts.

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

By Greenwood of Mills, House File No. 223, a bill for an act

making an appropriation for the Institution for Feeble Minded Children at Glenwood, Iowa.

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

By Wolfe of Clinton, House File No. 224, a bill for an act to amend Section Twenty-five Hundred Fifty-one (2551) of the Supplement to the Code, relative to the protection of game.

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

By Swan of Appanoose, House File No. 225, a bill for an act creating the office of examiner of train dispatchers and railway telegraph operators, and requiring all train dispatchers and railway operators to have certificates of qualifications, and making it unlawful for any railway company to employ any train dispatcher or telegraph operator without first having obtained such certificate, and providing for a violation of this act.

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

By Schulte of Clayton (by request), House File No. 226, a bill for an act relating to the organization and officers of cities and towns, amending Chapter Two (2), Title Five (5), of the Code, and of the Supplement to the Code.

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

By Schulte of Clayton (by request), House File No. 227, a bill for an act relating to the Board of Public Works in certain cities, repealing Sections Eight Hundred and Sixty-three (863) and Eight Hundred and Sixty-five (865) of the Code, and enacting substitutes therefor, and amending Sections Eight Hundred and Sixty-seven (867), Eight Hundred and Seventy-one (871), and Eight Hundred and Seventy-three of the Code.

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

By Mason of Lee, House File No. 228, a bill for an act to amend the law as it appears in Section Forty-nine Hundred and Ninety-nine-b (4999-b) of the Supplement to the Code, relating to the safeguarding of machinery.

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

By Moore of Linn, House File No. 229, a bill for an act requiring all guaranty, fidelity and surety companies doing business in the State of Iowa to deposit with the Auditor of State a guarantee fund for the protection of citizens of the State.

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

By Moore of Linn (by request), House File No. 230, a bill for an act to exempt cities organized under special charter from liability for injury or damage sustained upon public ways and sidewalks.

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

By Kelley of Polk, House File No. 231, a bill for an act to repeal Section Forty-six Hundred (4600) of the Code, relative to the accounting for fees and compensation of justices of the peace and constables, and to enact in lieu thereof the following:

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

By Teter of Marion, House File No. 232, a bill for an act making an appropriation for the State Hospital for Inebriates at Knoxville.

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

By Lee of Emmet, House File No. 233, a bill for an act relating to the pleading and proof of negligence, and providing for the rule of comparative negligence and for the submission of questions of negligence to the jury.

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

By Lee of Emmet, House File No. 234, a bill for an act relating to the assumption of risks by employees.

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

## SENATE MESSAGES CONSIDERED.

Senate File No. 102, a bill for an act making an appropriation to pay the additional employes of the Thirty-second General Assembly.

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

Senate File No. 162, a bill for an act to amend Section Three Thousand Nine Hundred and Fifty-five (3955) of the Code, and to provide for the issuance of an execution when an outstanding execution is lost or destroyed.

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

Senate File No. 97, a bill for an act making an appropriation to defray the mileage and expenses of the members of the various committees sent by the Thirty-second General Assembly to visit the several State institutions.

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

On request of Arney of Marshall, unanimous consent having been given, House File No. 119, a bill for an act making an appropriation to defray the expenses of the inaugural ceremonies, with Senate amendments, was taken up and the amendments read and considered.

Mr. Arney moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of

Dubuque, Moore, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde, Mr. Speaker—98.

The nays were:

None.

Absent or not voting:

Clary, Geneva, Hanna, Hickey, Koontz, McElrath, Morris, Springer, Stoltenberg, Wilson—10.

So the House concurs.

#### CONSIDERATION OF BILLS.

On motion of Clarke of Jefferson, House File No. 85, a bill for an act to repeal Section Four Thousand Nine Hundred and Forty-six-b (4946-b), Section Four Thousand Nine Hundred and Forty-six-c (4946-c), Section Four Thousand Nine Hundred and Forty-six-d (4946-d), and Section Four Thousand Nine Hundred and Forty-six-e (4946-e) of the Supplement to the Code, relating to the disposition of unclaimed dead bodies, providing for their use for anatomical purposes, and providing penalties for violation, and to enact in lieu thereof the following, with report of committee recommending passage as amended, was taken up, considered and the amendments adopted.

Mr. Clarke moved to amend House File No. 85 by striking out the word "person" after the word "any" in Section Six (6), Line One (1) of the printed bill, and inserting the words "inmate of any poor house" in lieu thereof.

Amendment lost.

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, Senate Files No. 22 and 71.

On motion of Lee of Emmet the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 12, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. J. C. Orth of Walnut.

Journal of Monday, February 11, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Kelley of Polk presented petition of citizens of Mitchellville relative to House File No. 132.

Referred to Committee on Judiciary.

Hackler of Webster presented petition of citizens of Webster county relative to an appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Holmes of Kossuth presented resolution of the Farmers' Institute of Kossuth county relative to an appropriation for fair ground purposes.

Referred to Committee on Agriculture.

Corrie of Ida presented resolutions of the Ida County Corn Belt Meat Producers' Association relative to transportation of live stock, and relative to passenger rates.

Referred to Committee on Railroads and Commerce.

Welden of Hardin presented petition of citizens of Hardin county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Hambleton of Mahaska presented petition of local Carpenters and Joiners, No. 1034, of America, relative to House File No. 45; also House File No. 76; also House File No. 82.

Referred to Committee on Ways and Means.

Heles of Dubuque presented petition of the Dubuque County Medical Society relative to House File No. 45.

Referred to Committee on Public Health.

Heles of Dubuque presented petition of citizens of Dubuque, relative to Senate File No. 119.

Referred to Committee on Municipal Corporations.

On request of Dye of Pottawattamie leave of absence was granted Reaney of Louisa until Wednesday.

#### CONSIDERATION OF BILLS.

The House resumed the consideration of House File No. 85, which was the business pending at the adjournment on February 11th.

Clarke of Jefferson moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Bauman, Bixby, Clarke, Cottrell, DeMar, Dodds, Dow, Earle, Feay, Felt, Fox, Greenwood, Hackler, Hanna, Hanson, Harvey, Heles, Holmes, Hume, Jewell, Kelley, Lister, McAlister, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Price, Reaney, Ritter, Schoenenberger, Schroeder, Shaffer, Sheldon, Sidey, Sparks, Stewart, Stoltenberg, Sullivan, Swift, Weeks, Wolfe—45.

The nays were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Beery, Bergeson, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clary, Conn, Corrie, Darrah, Dewell, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feely, Fenn, Flugum, Geneva,

Grier, Hambleton, Harding, Hickey, Inman, Kellogg, Kendall, Kull, Lee, Lowrey, McDonald, Maben, Mann, Mercer, Offill, Pierce, Reitz, Schulte, Smith, Stillman, Swan, Teter, Van Houten, Webster, Welden, White, Wilson, Youde, Mr. Speaker—57.

Absent or not voting :

Elliott, Jones, Koontz, McElrath, Miller of Bremer, Springer—6.

So the bill was lost.

The time having arrived for Special Order No. 1, on motion of Meredith of Cass, House File No. 220, a bill for an act to repeal Sections Twenty Hundred and Seventy-six (2076) and Twenty Hundred and Seventy-seven (2077) of the Code, and to enact substitutes therefor, with report of committee recommending passage, was taken up and considered.

Mr. Meredith moved to amend House File No. 220 by striking out Section Three (3), said section being the publication clause.

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hacker, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey,

Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—106.

The nays were:

None.

Absent or not voting:

Elliott, Koontz—2.

So the bill passed.

Weeks of Guthrie moved to amend the title to House File No. 220, by inserting therein, following the word "therefor," the following: "Relative to classification of railroads and passenger transportation charges thereby."

Amendment adopted, and title, as amended, agreed to.

On motion of Harding of Woodbury, House File No. 156, a bill for an act to amend Section Seven Hundred Seventy-one (771) of the Code Supplement and Section One (1), Chapter Twenty-nine (29) of the Acts of the Thirtieth General Assembly, relating to the construction of viaducts, with report of committee recommending passage, was taken up and considered.

Ritter of Des Moines moved to amend House File No. 156 by striking out the word "thirty" in line four of the printed bill and inserting the word "twenty-five" in lieu thereof.

Amendment adopted.

Harding of Woodbury moved to strike out the word "amendment" in line four of the printed bill and inserting the word "section" in lieu thereof.

Amendment adopted.

Hambleton of Mahaska moved to strike out the word "first" in the third line of the printed bill and inserting the word "fourth" in lieu thereof.

Amendment adopted.

Harding of Woodbury moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—99.

The nays were:

Clary, Springer—2.

Absent or not voting:

Elliott, Koontz, Lee, Reaney, Sullivan, Teter, Wolfe—7.

So the bill passed and the title was agreed to.

The time having arrived for the Special Order No. 2, the House resumed consideration of House File No. 7, the question being on the adoption of an amendment proposed by Schulte of Clayton, as presented on February 9, at which time further consideration of the bill was deferred.

Schulte of Clayton was granted unanimous consent to withdraw the pending amendment.

Mr. Schulte moved to amend House File No. 7 by striking out the word "may" in the fourth line of Section Four (4) of the printed bill and inserting the word "shall" in lieu thereof.

Amendment adopted.

Lee of Emmet moved to amend by striking out Section Twelve (12), being the publication clause.

Amendment lost.

Sidey of Adair moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Casady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Hackler, Hanna, Harvey, Heles, Holmes, Hume, Jewell, Jones, Kelley, Kendall, Lee, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Price, Reaney, Reitz, Schoenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Weeks, Welden, Wilson, Youde—78.

The nays were:

Arney, Balluff, DeMar, Dodds, Doran, Dow, Drury, Grier, Hambleton, Hanson, Hickey, Inman, Kellogg, McDonald, Miller of Bremer, Pierce, White, Wolfe, Mr. Speaker—19.

Absent or not voting:

Elliott, Geneva, Greenwood, Harding, Koontz, Kull, Ritter, Sidey, Springer, Teter, Webster—11.

So the bill passed and the title was agreed to.

On motion of Schulte of Clayton, Senate File No. 44, a bill for an act to provide for the compilation of the laws of the Thirtieth, Thirty-first and Thirty-second General Assemblies, and the laws as they appear in the Code Supplement; to annotate the same and the Code and rules of the Supreme Court to and including the May term, 1907, of the Supreme Court, and to publish the said compilations and annotations as "Supplement to the Code, 1907," and to provide for the appointing of a supervising committee and establish a salary for the editor of such Supplement to the Code, and making an appropriation therefor, with report of committee recommending passage as amended, was taken up and considered.

Moore of Linn moved to amend Senate File No. 44 by striking out the words and figures "eighteen hundred (1800)" in the amendment reported by the House Committee on Judiciary, and

adopted by the House, and inserting the words and figures "fifteen hundred (1500)" in lieu thereof.

Roll call demanded by Moore of Linn and Paul of Jones.

On the question, "Shall the amendment be adopted?"

The yeas were:

Allred, Anderson, Arney, Baird, Bauman, Beery, Bergeson, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Cottrell, DeMar, Dodds, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Fenn, Flugum, Fox, Greenwood, Grier, Hambleton, Hanna, Hanson, Heles, Inman, Jones, Kelley, Kendall, Kull, Lee, McAllister, McDonald, Maben, Mann, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Sheldon, Sidey, Smith, Stillman, Swan, Swift, Van Houten, Webster, Welden, White, Youde—66.

The nays were:

Balluff, Bascom, Bixby, Clary, Corrie, Darrah, Dewell, Doran, Dow, Drury, Earle, Felt, Hackler, Harding, Harvey, Hickey, Holmes, Hume, Jewell, Kellogg, Lister, Lowrey, McElrath, Marston, Mason, Mercer, Schulte, Shaffer, Smith, Springer, Stewart, Sullivan, Teter, Weeks, Wilson, Wolfe, Mr. Speaker—36.

Absent or not voting:

Elliott, Geneva, Koontz, Reaney, Sparks, Stoltenberg—6.

So the amendment was adopted.

Mason of Lee moved to amend Senate File No. 44 by striking out the word "on" in the second line of Section Eight (8) of the printed bill and inserting the word "from" in lieu thereof.

Amendment adopted.

Schulte of Clayton moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes,

Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hacker, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—102.

The nays were:

None.

Absent or not voting:

Elliott, Koontz, Price, Reaney, Sparks—5.

So the bill passed and the title was agreed to.

#### MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 156 passed the House, and passed to its third reading.

E. J. SIDEX.

I second the motion.

A. F. N. HAMBLETON.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill in which the concurrence of the Senate was asked:

House File No. 38, a bill for an act to amend Section Three Hundred and Sixty (360) of the Code, when guaranty companies may be accepted as surety.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 38, a bill for an act prohibiting any corporation

doing business within the State from giving money, property or labor to any political committee or party and providing a penalty therefor.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 55, a bill for an act to prohibit and regulate institutions created for or maintained and used as lying-in or maternity hospitals.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill in which the concurrence of the Senate was asked:

House File No. 42, a bill for an act relating to the time of holding meetings of the board of supervisors.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Substitute for Senate File No. 64, a bill for an act to legalize certain actions of the board of supervisors of Appanoose county relating to drainage, and issuance of bonds.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill in which the concurrence of the Senate was asked:

House File No. 68, a bill for an act relative to bounties on wild animals.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill in which the concurrence of the Senate was asked:

House File No. 178, a bill for an act relative to the time of qualifying for office.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 146, a bill for an act providing for the compensation of attorneys appointed by the court to defend persons charged with certain crimes.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and adopted the following concurrent resolution in which the concurrence of the Senate was asked:

Concurrent Resolution relative to the printing of the Rules of the Thirty-second General Assembly.

GEO. A. NEWMAN,  
*Secretary of Senate.*

#### SENATE MESSAGES CONSIDERED.

Substitute for Senate File No. 64, a bill for an act to legalize certain actions of the Board of Supervisors of Appanoose county, Iowa, relating to drainage district No. 1 of said county and the issuance of bonds for the payment of the expenses, costs, costs of construction and fees.

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

Senate File No. 55, a bill for an act to prohibit and regulate hospitals, institutions and places, created for or maintained and used as lying-in or maternity hospitals, or hospitals or places for the reception, care and treatment of women in labor.

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

#### REPORTS OF COMMITTEES.

Hume of Mitchell, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 43, a bill for an act to repeal Section Four Hundred and Sixty-nine (469) of the Code and enacting a substitute therefor providing for the compensation of county supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by substituting therefor the following:

## SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 43.

A BILL for an act to repeal Section Four Hundred Sixty-nine (469) of the Code, and enact a substitute therefor, providing for the compensation of County Supervisors.

*Be it Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Four Hundred Sixty-nine (469) of the Code be, and the same is, hereby repealed, and the following enacted in lieu thereof:

The members of the Board of Supervisors shall receive Four Dollars per day each for each day actually in session, and Three Dollars per day exclusive of mileage when not in session but employed on committee service, and five cents per mile for every mile traveled in going to and from the regular, special and adjourned sessions thereof, and in going to and from the place of performing committee service. But in counties having a population of ten thousand (10,000) or less they shall not receive compensation for session service of more than thirty days in the year; in counties having population of more than ten (10) and less than twenty-three thousand (23,000), for not more than forty-five (45) days of such service in a year; in counties having a population of twenty-three (23) and not over forty thousand (40,000), for not over fifty-five (55) days of such service in a year; in counties having a population of forty (40) and not over sixty thousand (60,000), for not more than sixty-five (65) days of such service in a year; in counties having a population of sixty (60) and not over eighty thousand (80,000), for not more than seventy-five (75) days of such service in a year; in counties having a population of eighty (80) and not over ninety thousand (90,000), for not more than ninety (90) days of such service in a year; in counties having a population of over ninety thousand (90,000), for not more than one hundred (100) days of such service in a year.

The time spent by the Board of Supervisors as a ditch or drainage board and in considering drainage matters whether as a single board or jointly with one or more boards, shall not be counted in computing the number of days which any board has been in session, but the members of the board shall be entitled to compensation at the same rate for the time spent in ditch and drainage matters in addition to the compensation allowed as hereinbefore set forth, and the compensation for services in ditch and drainage matters shall be paid from the ditch fund, but in no case shall said board be allowed more than thirty days additional time in one year for time spent in drainage matters.

If on the same day the board acts both as a county board and also for the purpose of considering drainage matters, the board shall be paid for one day only, and from the general fund or drainage fund as the board may order.

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force upon its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

And when so amended that the bill do pass.

T. H. HUME,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 153, a bill for an act to amend Section Two Thousand Seven Hundred and Eighty (2780) of the Code, relative to the compensation of school 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.

T. H. HUME,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 141, a bill for an act to amend Section Six Hundred Fifty-four (654) of the Supplement to the Code, and Section Six Hundred Seventy-two (672) of the Code, relating to the appointment and compensation of police matrons, be made applicable to special charter cities, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

T. H. HUME,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 141, a bill for an act to amend Section Two Thousand Four Hundred Eighty-three (2483) of the Supplement 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 do pass.

T. H. HUME,  
*Chairman.*

Adopted.

Lister of Grundy, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 162, a bill for an act to empower county agricultural societies to condemn and take private property for the use and accommodation of the public in attendance at fairs, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

JOHN LISTER,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Nix of Union, from the Committee on Police Regulations, submitted the following report:

MR. SPEAKER—Your Committee on Police Regulations, to whom was referred House File No. 77, a bill for an act to regulate the use and sale of firecrackers and other toy firearms, beg leave to report 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. NIX,  
*Chairman.*

Adopted.

Conn of Butler, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 50, a bill for an act relating to rates of fraternal beneficiary societies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

White of Story, from the Special Committee on Examination of Committee Clerks, submitted the following report:

MR. SPEAKER—Your Committee for Examination of Clerks, beg leave to report that they have given examination to Misses Inez Canfield and Rose Johnson. We find they possess necessary qualifications, and recommend that they be sworn in and placed upon the pay roll.

We would further report that all committees are now supplied with clerks and ask that this committee be now discharged.

GEO. C. WHITE,  
*Chairman.*

Adopted.

#### INTRODUCTION OF BILLS.

By McAllister of Linn, House File No. 235, a bill for an act to legalize the proceedings of the Board of Supervisors of Linn county, Iowa, in selecting May's Island to be the voting place for the legal voters of Cedar township, Linn county, Iowa.

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

By Calkins of Adams, House File No. 236, a bill for an act to tax mortgages.

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

By Springer of Buchanan, House File No. 237, a bill for an act providing for the deposit with the Auditor of State of funds, approved bonds or notes secured by approved real estate mortgages, by surety or indemnity companies or corporations and making such funds, approved bonds or notes secured by approved real estate mortgages, subject to execution upon judgments rendered by the courts of this State or by the United States courts.

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

By Meredith of Cass, House File No. 238, a bill for an act to legalize county certificates issued by county superintendents prior to October 1, 1906, and to declare the rights of the holders thereof.

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

By Jones of Montgomery, House File No. 239, a bill for an act to amend Section Seventeen Hundred and Sixty-eight (1768) of the Code relating to life insurance companies.

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

By Arney of Marshall, House File No. 240, a bill for an act making an appropriation for the Iowa Soldiers' Home.

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

By Jones of Montgomery, House File No. 241, a bill for an act establishing an Agricultural and Manual Training School, providing for the management, control and operation thereof, creating a board of trustees therefor, establishing courses of study therein, and making appropriations for the creation and support thereof.

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

By Clary of Chickasaw, House File No. 242, a bill for an act to legalize the submission to the electors of Chickasaw county, Iowa, the question, viz: Shall the Board of Supervisors of Chickasaw county, Iowa, be empowered to expend and appropriate a sum not to exceed twenty-five thousand dollars (\$25,000) for the erection of a poorhouse for Chickasaw county, Iowa?

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

On motion of Price of Warren, the House adjourned until 1:15 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Springer of Buchanan moved that a committee of two be appointed to notify the Senate that the House was ready to receive it.

Motion prevailed.

The Speaker appointed as such committee: Springer of Buchanan, Sheldon of Ringgold.

The Sergeant-at-Arms announced the arrival of the members of the Senate, who entered and took seats on the west side of the House chamber.

JOINT CONVENTION.

Joint Convention was called to order by Lieutenant Governor Garst, President of the Joint Convention.

Senator Jamieson of Page moved that a committee of five be appointed to escort W. J. Bryan to the Speaker's station.

Motion prevailed.

President Garst appointed as such committee: Senators Jamieson of Page, Wilson of Clinton, and Representatives Miller of Bremer, Price of Warren and Geneva of Keokuk.

W. J. Bryan appeared, escorted by the committee, and addressed the Joint Convention.

On motion of Senator Wilson of Clinton, the Joint convention was dissolved.

The House reconvened.

Speaker Kendall in the chair.

On motion of Ritter of Des Moines, the House adjourned until 10:00 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES.  
DES MOINES, IOWA, FEBRUARY 13, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. E. E. Day of Spencer.

Journal of Tuesday, February 12, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Drury of Sac presented petition of residents and voters of Sac City relative to an appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

White of Story presented petition of physicians of Slater and Nevada relative to an appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county against legalizing acts of boards of supervisors.

Referred to Committee on Judiciary.

On request of Allred of Wayne, leave of absence was granted Elliott of Page until Thursday.

On request of McAllister of Linn, leave of absence was granted Moore of Linn until Thursday morning.

On request of Teter of Marion, leave of absence was granted Meredith of Cass until Thursday.

## EXPLANATION.

Elliott of Page filed the following explanation:

MR. SPEAKER—I desire to be recorded as having been absent yesterday on account of sickness, but would have voted for the Railroad Rate Bill as amended, if present.

J. D. ELLIOTT.

## REPORTS OF COMMITTEES.

Jones of Montgomery, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 97, a bill for an act making an appropriation to defray the mileage and expenses of the members of the various committees sent by the Thirty-second General Assembly to visit the several State institutions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 102, a bill for an act making an appropriation to pay the additional employes of the Thirty-second 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.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 201, a bill for an act to reimburse John F. Riggs, Superintendent of Public Instruction, for sums paid out by him on account of the State Educational Board of Examiners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Bixby of Delaware, from the Committee on Schools and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 157, a bill for an act to amend Section Fif-

teen (15), Chapter One Hundred and Twenty-two (122), laws of the Thirty-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.

R. J. BIXBY,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 158, a bill for an act to amend Section Twenty-six Hundred and Twenty-nine (2629) of the Supplement to the Code, Twenty-six Hundred and Thirty-one (2631) of the Code, and Section Twenty-six Hundred and Thirty-four-a (2634-a) of the Supplement to the Code, relating to the powers and duties of the State Educational Board of Examiners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

R. J. BIXBY,  
*Chairman.*

Adopted.

Welden of Hardin, from the Committee on Telegraph, Telephone and Express, submitted the following report:

MR. SPEAKER—Your Committee on Telegraph, Telephone and Express, to whom was referred House File No. 209, a bill for an act to provide for the assessment and taxation of rural and farm telephone lines, and amendatory and additional to Chapter One (1), Title Seven (7) of the Code of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

WM. WELDEN,  
*Chairman.*

Adopted.

#### INTRODUCTION OF BILLS.

By Marston of Cerro Gordo (by request), House File No. 243, a bill for an act to provide for the licensing of persons to hunt, pursue, kill and take wild animals, birds and game in this State, and the payment of such license fees into the State treasury for the use of the Fish and Game Warden, and the punishment of unauthorized persons for hunting, pursuing, killing and taking of any wild animals, birds or game within the State, and amending Section Twenty-five Hundred Sixty-two (2562) of the Code, relating to the Deputy Fish and Game Wardens.

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

By Mason of Lee, House File No. 244, a bill for an act to amend Section Three Hundred Three-a (303-a) of the Supplement to the Code, relating to the compensation of assistant county attorneys.

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

By Fox of Dallas, House File No. 245, a bill for an act to legalize the incorporation of the town of Granger, Dallas county, Iowa; the election of its officers, the passage of all its ordinances and resolutions, and all acts done by the town council of said town.

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

By Bixby of Delaware, House File No. 246, a bill for an act to make an appropriation to the Iowa State College of Agriculture and Mechanic Arts, to be spent in furtherance of the interests of the Corn Growers' Association.

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

By Clary of Chickasaw, House File No. 247, a bill for an act to amend Section Fifty-four Hundred and Twenty-four (5424) of the Code with reference to granting new trials in criminal cases, on account of newly discovered evidence.

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

By Sullivan of Polk, House File No. 248, a bill for an act entitled "an act to provide for a Public School Teachers' Retirement Fund in school districts having a population of over ten thousand (10,000) inhabitants."

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

By Swift of Shelby, House File No. 249, a bill for an act to amend Section Four Thousand One Hundred Ten of the Code, relating to appeals in civil cases.

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

By Swift of Shelby, House File No. 250, a bill for an act to amend Section Five Thousand Four Hundred Forty-eight (5448) of the Code, relating to appeals in criminal cases.

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

MESSAGES FROM THE SENATE.

The following messages were 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. 158, a bill for an act making an additional appropriation to pay the remainder of the expenses of the members of the Iowa Shiloh Battlefield Monument Commission, the Iowa Lookout Mountain and Missionary Ridge Monument Commission, the Iowa Vicksburg Park Monument Commission, and the Iowa Andersonville Prison Monument Commission, upon their joint visit to dedicate the monuments erected by the State of Iowa upon southern battlefields and at Andersonville.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following Senate Joint Resolution No. 2 in which the concurrence of the House is asked:

Senate Joint Resolution No. 2, making application to Congress of the United States to call a convention for proposing amendments to the Constitution of the United States.

SENATE JOINT RESOLUTION NO. 2.

Joint Resolution of the Thirty-second General Assembly of the State of Iowa, making application to the Congress of the United States to call a convention for proposing amendments to the Constitution of the United States.

WHEREAS, We believe that Senators of the United States should be elected directly by the voters; and

WHEREAS, To authorize such direct election, an amendment to the Constitution of the United States is necessary; and

WHEREAS, The failure of Congress to submit such amendment to the States has made it clear that the only practicable method of submission of such amendment to the States is through a Constitutional Convention to be called by Congress upon the application of the Legislatures of two-thirds of all the States; therefore

*Be It Resolved by the General Assembly of the State of Iowa:*

SECTION 1. That the Legislature of the State of Iowa hereby makes application to the Congress of the United States, under Article V of the Constitution of the United States, to call a Constitutional Convention for proposing amendments to the Constitution of the United States.

SEC. 2. That this resolution, duly authenticated, shall be delivered forthwith to the President of the Senate and Speaker of the House of

Representatives of the United States, with the request that the same shall be laid before the said Senate and House.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Substitute for Senate File No. 79, relating to challenge of jurors for cause.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Substitute for Senate File No. 90, a bill for an act to amend Section Thirty-one Hundred and Seventy-three (3173) of the Code, relating to divorces and marriage of divorced persons.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate asks the recall of the following bill reported for indefinite postponement by the Senate:

House File No. 42, a bill for an act relative to the time of holding meetings of board of supervisors.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended by substitute and passed the following bill in which the concurrence of the Senate was asked:

Substitute for House File No. 102, a bill for an act relating to fire companies and providing for penalty for the violation thereof.

GEO. A. NEWMAN,  
*Secretary of Senate.*

Also:

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

Senate File No. 5, a bill for an act defining wife desertion and failure to support wife or family and providing punishment therefor.

GEO. A. NEWMAN,  
*Secretary of Senate.*

SENATE MESSAGES CONSIDERED.

Senate File No. 146, a bill for an act amending Section Five Thousand Three Hundred and Fourteen (5314) of the Code and

providing for the compensation of attorneys appointed by the court to defend persons charged with certain crimes.

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

Senate File No. 38, a bill for an act prohibiting any corporation doing business within the state, or any officer, agent or representative thereof acting for such corporation, from giving or contributing any money, property, labor or thing of value, to any member of any political committee, party or employe thereof, or to any candidate for any office for campaign expenses or political purpose whatsoever, or to any person, partnership or corporation for the purpose of influencing or causing said person, partnership or corporation to influence any elector of the State to vote for or against any candidate for public office or candidate for nomination for any public office or to any public officer for the purpose of influencing his official action, and prohibiting any member of any political committee, party or employe thereof, or any candidate for any office from soliciting, requesting or knowingly receiving any such contribution from any corporation for campaign expenses or political purpose whatsoever, and providing a penalty for the violation thereof.

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

Senate File No. 5, a bill for an act entitled an act defining desertion, providing punishment therefor and permitting a husband or wife to be a witness in such cases, with report of committee recommending passage as amended, was taken up, considered, and the report of the committee adopted.

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

Senate substitute for House File No. 102, a bill for an act to amend Sections Two Thousand Four Hundred and Sixty-seven (2467) and Two Thousand Four Hundred and Sixty-eight (2468) of the Code, relative to a penalty for violations thereof.

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

On request of Van Houten of Taylor, unanimous consent having been given, House Concurrent Resolution relative to printed

copies of Rules of the Thirty-second General Assembly for distribution, with Senate amendments, was taken up and the amendments read and considered.

Mr. Van Houten moved that the House concur in the Senate amendments.

Motion prevailed, and so the House concurs.

#### CONSIDERATION OF BILLS.

On motion of Schoenenberger of Madison, House File No. 16, a bill for an act relating to road tax and amending Section Fifteen Hundred and Twenty-two (1522) of the Code and Supplement to the Code, with report of committee recommending passage as amended, was taken up and considered.

Sullivan of Polk moved that the bill be re-referred to the Committee on Roads and Highways.

Motion prevailed, and the bill was so referred.

On motion of Teter of Marion, House File No. 53, a bill for an act to amend Section One Thousand Three Hundred and Eleven (1311) and Section One Thousand Three Hundred and Twenty-two (1322) of the Code, relating to the assessment and taxation of moneys and credits and shares of stock of national banks, with report of committee recommending indefinite postponement and minority report recommending passage, was taken up and considered.

Mr. Teter moved that the recommendations of the minority be substituted for the recommendations of the majority.

Motion lost.

Hambleton of Mahaska moved the adoption of the report.

Teter of Marion moved as a substitute for the motion of Hambleton of Mahaska that the report be not adopted.

Dow of Franklin moved that the bill be re-referred to the Committee on Judiciary.

Motion prevailed.

On motion of McAllister of Linn, House File No. 151, a bill for an act to prevent the desecration of Memorial Day and provide a penalty therefor, with report of committee recommending passage, was taken up and considered.

Hambleton of Mahaska moved to amend House File No. 151 by striking out the word "anything" in the first line of the printed bill and inserting the words "sports or entertainments."

Amendment adopted.

Sheldon of Ringgold moved that the bill be referred to the Committee on Judiciary.

Roll call demanded by McAllister of Linn and Fenn of Clarke.

On the question, "Shall the bill be referred?"

The yeas were:

Balluff, Bascom, Bauman, Beery, Brandes, Cottrell, DeMar, Dewell, Dodds, Doran, Dye of Pottawattamie, Feely, Felt, Hacker, Harding, Heles, Hume, Jewell, Kelley, Koontz, Lowrey, McDonald, McElrath, Maben, Miller of Bremer, Miller of Dubuque, Reitz, Ritter, Schulte, Sheldon, Springer, Stoltenberg, Sullivan, Swift, Webster, Wolfe—36.

The nays were:

Allred, Anderson, Arney, Baird, Bergeson, Bixby, Blackmore, Bonwell, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Darrah, Dow, Drury, Dunn, Dye of Decatur, Earle, Feay, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Inman, Jones, Kendall, Kull, Lee, Lister, McAllister, Mann, Marston, Mason, Mercer, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Schoenenberger, Schroeder, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Swan, Teter, Van Houten, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—68.

Absent or not voting:

Elliott, Kellogg, Meredith, Moore—4.

So the motion to refer was lost.

Lee of Emmet moved to amend House File No. 151 by striking out the words "punishment by the fine or imprisonment as the court may direct" and inserting in lieu thereof the words "by imprisonment in the county jail not to exceed thirty (30) days, at the discretion of the court."

Amendment adopted.

Stoltenberg of Scott moved to amend House File No. 151 by inserting the word "directly" after the word "will" in the second line of the printed bill.

Amendment lost.

Miller of Bremer moved to amend House File No. 151 by striking out the enacting clause.

On motion of Hambleton of Mahaska the House adjourned until 1:30 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

House resumed consideration of House File No. 151, which was the business pending at adjournment, the question being on a motion by Miller of Bremer to strike out the enacting clause.

Amendment lost.

Hambleton of Mahaska moved that the previous question be now put.

Motion prevailed.

McAllister of Linn moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kendall, Lee, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Morris, Nix, Paul, Pierce, Price, Reaney, Schoenenberger, Schroeder, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—80.

The nays were:

Balluff, Bascom, Calkins, Earle, Heles, Koontz, Miller of Bremer, Miller of Dubuque, Ritter, Schulte—10.

Absent or not voting :

Beery, Elliott, Hackler, Harding, Hume, Kellogg, Kull, McDonald, Meredith, Moore, Ofill, Reitz, Sparks, Springer, Stoltenberg, Sullivan, Swift, Wolfe—18.

So the bill passed.

Miller of Bremer moved to amend the title by striking out the word "desecration" and inserting the word "enjoyment" in lieu thereof.

Amendment lost.

Title agreed to.

Doran of Boone moved that House File No. 52, Calendar No. 48, be made a special order for Thursday morning at 10:30 o'clock.

Motion prevailed.

On motion of Arney of Marshall, House File No. 118, a bill for an act to amend Section Twenty-six Hundred and Two (2602) of the Code, relating to admission of persons to the Soldiers' Home, with report of committee recommending passage, was taken up and considered.

On motion of Lister of Grundy, the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 14, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by Rabbi Eugene Mannheimer of Des Moines.

Journal of Wednesday, February 13, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Dye of Decatur presented petition of citizens of Decatur county, relative to House File No. 63.

Referred to Committee on Railroads and Commerce.

Bauman of Van Buren presented remonstrance of citizens of Van Buren county protesting the legalizing of the action of the board of supervisors of Van Buren county.

Referred to Committee on Judiciary.

Dow of Franklin presented petition of citizens of Franklin county relative to House File No. 132.

Referred to Committee on Judiciary.

Grier of Poweshiek presented petition of citizens of Poweshiek county relative to House File No. 75.

Referred to Committee on Appropriations.

Bixby of Delaware presented petition of citizens of Manchester relative to an appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Stoltenberg of Scott presented petition of citizens of Scott county relative to the Boiler Inspection Bill.

Referred to Committee on Labor.

Darraha of Lucas presented petition of citizens of Lucas county relative to House File No. 63.

Referred to Committee on Railroads and Commerce.

Darraha of Lucas presented petition of citizens of Chariton relative to House File No. 45.

Referred to Committee on Public Health.

Morris of Sioux presented petition of citizens of Sioux county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Morris of Sioux presented petition of citizens of Sioux county relative to an appropriation for a binding twine plant at the penitentiaries.

Referred to Committee on Appropriations.

Allred of Wayne presented petition of citizens of Page county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Wilson of Tama presented remonstrance of motormen and employes of the Tama & Toledo Electric Railway and the mayor and city council of Toledo relative to House File No. 56.

Referred to Committee on Railroads and Commerce.

Stillman of Greene presented petition of citizens of Greene county relative to House File No. 105.

Referred to Committee on Agriculture.

On request of Allred of Wayne, leave of absence was granted Elliott of Page until Friday.

On request of Jones of Montgomery, leave of absence was granted Offill of Jasper until Friday.

## REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 205, a bill for an act to create a lien in favor of persons owning or operating threshing machines, and additional to Chapter Eight (8), Title Fifteen (15) of the Code of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 113, a bill for an act to repeal Section Four Hundred Forty-one (441) of the Code, and to enact a substitute therefor, in relation to the publishing of the proceedings of the Board of Supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Printing.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was so referred.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 62, a bill for an act to legalize the acts and resolutions passed by the Board of Supervisors of Van Buren County, Iowa, making a final settlement with H. L. McGrew, County Treasurer of said county, and releasing said H. L. McGrew and his bondsmen from liability on account of loss by reason of the deposit of county and other funds in the private banking house of E. H. Skinner & Co., beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 242, a bill for an act to legalize the submission to the electors of Chickasaw County, Iowa, the question, viz: Shall the Board of Supervisors of Chickasaw County, Iowa, be empowered to expend and

appropriate a sum not to exceed Twenty-five Thousand dollars (\$25,000) for the erection of a poorhouse for Chickasaw County, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 162, a bill for an act to amend Section Three Thousand Nine Hundred Fifty-five (3955) of the Code, and to provide for the issuance of an execution when an outstanding execution is lost or destroyed, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 245, a bill for an act to legalize the incorporation of the town of Granger, Dallas County, Iowa, the election of its officers, the passage of all its ordinances, and resolutions, and all acts done by the town council of said town, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 78, a bill for an act to legalize the acts and resolutions passed by the Board of Supervisors of Van Buren County, Iowa, making a final settlement with H. L. McGrew, County Treasurer of said county, and releasing said H. L. McGrew and his bondsmen from liability on account of loss by reason of the deposit of county and other funds in the private banking house of E. H. Skinner & Co., beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 204, a bill for an act to amend Section Seven Hundred Seventy-six (776) of the Code, relating to the publication of notices of questions submitted to the voters of cities and incorporated towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 140, a bill for an act to regulate the conduct of all employment offices or bureaus where a fee is paid for services in securing employment, beg leave to report 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 from the title thereof all after the word "bureaus" and inserting in lieu thereof the following: "and provide for the examination of such offices or bureaus, and fixing a penalty for the violation of the provisions thereof"; and by striking from the tenth line of Section One (1) of said bill the words "fifty cents" and inserting in lieu thereof the words "one dollar," and when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Brandes of Pottawattamie, from the Committee on School for the Deaf, submitted the following report:

MR. SPEAKER—Your Committee on School for the Deaf, to whom was referred House File No. 94, a bill for an act to provide for the admission of deaf and dumb persons to the School for the Deaf at Council Bluffs, Iowa, amendatory of Section Two Thousand Seven Hundred Twenty-four (2724), Chapter Eleven (11), Title Thirteen (13) of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by the adoption of the following substitute therefor:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 94.

A BILL for an Act to Provide for the Admission of Deaf and Dumb Persons to the School for the Deaf at Council Bluffs, Iowa, amendatory of Section Two Thousand Seven Hundred Twenty-four (2724), Chapter Eleven (11), Title Thirteen (13), of the Code.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Two Thousand Seven Hundred Twenty-four (2724) of the Code be, and the same is hereby amended, by striking out therefrom the words "of school age" in the first line and inserting in lieu thereof the words "between the ages of five and thirty years," and by

striking out the word "twenty-one" in the tenth line thereof and inserting in lieu thereof the word "thirty."

And when so amended that the bill do pass.

H. C. BRANDES,  
*Chairman.*

Adopted.

Conn of Butler, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 239, a bill for an act to amend Section Seventeen Hundred and Sixty-eight (1768) of the Code, relating to life 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.

STANLEY CONN,  
*Chairman.*

Adopted.

Unanimous consent having been given, Bauman of Van Buren withdrew House File No. 78 from the further consideration of the House.

On request of Kelley of Polk, unanimous consent having been given, House File No. 84 was withdrawn from the Committee on Public Health and referred to the Committee on Judiciary.

On motion of Brandes of Pottawattamie, the House granted the recall by the Senate of House File No. 42.

#### INTRODUCTION OF BILLS.

By Sidey of Adair, House File No. 251, a bill for an act to legalize the incorporation of the town of Bridgewater, Iowa, the election of its officers, the passage of its ordinances and resolutions and acts done by the city council in the adoption and enforcement of its ordinances and resolutions.

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

By Paul of Jones, House File No. 252, a bill for an act to repeal Section Twenty-eight Hundred Fourteen (2814) of the Code and enact a substitute therefor relative to the acquisition of school sites.

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

By Geneva of Keokuk, House File No. 253, a bill for an act to exempt from taxation Farmers' Rural Mutual Telephone lines so long as no dividends or profits are derived therefrom and amending Section Thirteen Hundred and Four (1304), Paragraph One (1) of the Supplement to the Code and Section Thirteen Hundred and Twenty-eight (1328) of the Code.

Read first and second time and referred to Committee on Telegraph, Telephones and Express.

By Beery of Henry, House File No. 254, a bill for an act providing for placing a statue in bronze of James Harlan, ex-Senator of Iowa, in the National Statuary Hall in the Capitol building at Washington D. C., and appropriating money to pay therefor.

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

By Beery of Henry, House File No. 255, a bill for an act to amend Section Three (3), Chapter One Hundred Eighty-five (185) of the acts of the Thirty-first General Assembly relative to increasing the Agricultural Extension work and making an annual appropriation therefor.

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

By Sullivan of Polk (by request), House File No. 256, a bill for an act to appropriate the sum of Ten Thousand Dollars (\$10,000) for the relief of Ernest L. Ireland on account of injuries received while in the employ of the State of Iowa in the construction of a State building and directing the manner of the payment of such appropriation.

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

By Swift of Shelby (by request), House File No. 257, a bill for an act defining the duties of county surveyors and providing compensation for the same.

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

## CONSIDERATION OF BILLS.

The time having arrived for Special Order No. 3, on motion of Doran of Boone, House File No. 52, a bill for an act defining the liability of railroad and railway companies in the case of failure to transport live stock at a certain rate of speed, with report of committee recommending passage as amended by substitute, was taken up and considered.

Conn of Butler moved to amend House File No. 52 by inserting in the fourth (4th) line of the second (2d) paragraph of Section One (1) of the substitute amendment as printed in the Journal after the word "accident," the following clause: "and delay caused by the shipper in completing the loading of an invoice of stock."

Roll call demanded by Doran of Boone and Morris of Sioux.

On the question, "Shall the amendment be adopted?"

The yeas were:

Conn, Dewell, Hambleton, Jones, McAllister, McElrath, Paul, Price, Schulte, Springer, Weeks, Welden—12.

The nays were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, White, Wilson, Wolfe, Youde, Mr. Speaker—90.

Absent or not voting:

Elliott, Heles, Kellogg, Miller of Bremer, Ofill, Sparks—6.

So the amendment was lost.

Harding of Woodbury moved that the previous question be now put.

Motion prevailed.

Doran of Boone moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—98.

The nays were:

Balluff, Earle, Heles, Jones, Weeks—5.

Absent or not voting:

Elliott, Ofill, Sparks, Springer, Van Houten—5.

So the bill passed and the title was agreed to.

#### EXPLANATION OF VOTES ON HOUSE FILE NO. 52.

MR. SPEAKER—In my judgment, this measure seeks to regulate interstate shipments, which cannot be done by a State law.

F. F. JONES,

MR. SPEAKER—I voted "no" as to House File 52 for the following reasons:

First. The rate of speed therein required is too great for branch lines and cannot be complied with in justice to all interests. For instance, if A desired to load an invoice of stock at Guthrie Center, and said invoice was not enough to fill a car, and he had enough stock at the next station to complete the load, he would not have time under the rate required in this bill to load his stock and complete his shipment. If

would, therefore, require him to have his stock all at the initial point, and prevent his picking up stock at different stations along the branch, which would work an inconvenience to the buyer as well as to the seller.

Second. This bill cannot apply to interstate commerce shipments; that is, shipments originating in this State and consigned to points without the State. It appears that only about six and a half per cent of all live stock shipments are interstate shipments and come within the purview of this bill. The operation of this bill would be to cause the railroads to favor interstate commerce shipments as against interstate shipments; and that would tend to hinder and prevent the development of stock markets within our own State. And I believe we ought to build up such markets.

Third. The bill will, in its application, complicate stock shipments and give rise to interminable litigation. It shifts the burden of proof and provides for attorney's fees in an unusual and unnatural way, wholly unknown to well-established and long-applied rules of law.

E. W. WEEKS.

On motion of Arney of Marshall, House File No. 118, a bill for an act to amend Section Twenty-six Hundred and Two (2602) of the Code, relating to admission of persons to the Soldiers' Home, with report of committee recommending passage, was taken up and considered.

Kelley of Polk moved to amend House File No. 118 by striking out all after the word "expenses," in the fifth (5th) line of the printed bill to the end of the paragraph, and inserting in lieu thereof the following:

"Of such person in case of insanity or any other cause for which the county may be liable."

Amendment adopted.

Arney of Marshall moved that the rule be suspended, that the bill be considered engrossed and read a third time, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dwell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Fenn, Felt, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson,

Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—101.

The nays were :

None.

Absent or not voting :

Elliott, Harding, Ofill, Smith, Sparks, Teter, Wolfe—7.

So the bill passed and the title was agreed to.

On motion of Dye of Decatur, Senate File No. 29, a bill for an act to legalize the ordinances, acts, proceedings, resolutions and amendments to the ordinances passed by the city council of Leon, Iowa, and legalizing all the acts, proceedings and resolutions adopted or passed by the said city council in changing from the incorporated town of Leon, Iowa, to the incorporated city of Leon, Decatur county, Iowa, legalizing all of the aforesaid proceedings as fully and effectually as if the law in every particular had been complied with in the passage of all said acts, proceedings and resolutions and publication thereof, if same had in any respect been omitted or neglected, and legalizing all the acts of the officials acting under said acts, ordinances, proceedings and resolutions, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay,

Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes Hume, Inman, Jewwell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Retiz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—97.

The nays were :

None.

Absent or not voting :

Arney, Balluff, Clarke, Elliott, Geneva, McElrath, Mason, Ofill, Sparks, Stoltenberg, Wolfe—11.

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

On motion of Paul of Jones, Senate File No. 46, a bill for an act to legalize the acts and proceedings of the city council of the City of Anamosa, Iowa, relative to the construction of permanent sidewalks, and relative to change of grade of a certain street, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger,

Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde, Mr. Speaker—94.

The nays were:

None.

Absent or not voting:

Arney, Balluff, Elliott, Geneva, Hanson, Harding, Harvey, Kelley, McElrath, Mason, Offill, Sparks, Stoltenberg, Wilson—14.

So the bill passed and the title was agreed to.

SENATE MESSAGES CONSIDERED.

Senate Joint Resolution No. 2, a bill for an act making application to the Congress of the United States to call a convention for proposing amendments to the Constitution of the United States.

Read first and second time and referred to Committee on Federal Relations.

Senate File No. 90, a bill for an act to amend Section Three Thousand One Hundred and Eighty-one (3181) of the Code, relating to divorces, and marriage of divorced persons.

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

Senate File No. 158, a bill for an act making an additional appropriation to pay the remainder of the expenses of the members of the Iowa Shiloh Battlefield Monument Commission, the Iowa Lookout Mountain and Missionary Ridge Monument Commission, the Iowa Vicksburg Park Monument Commission and the Iowa Andersonville Prison Monument Commission, upon their joint visit to dedicate the monuments erected by the State of Iowa upon Southern battlefields and at Andersonville.

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

Senate File No. 79, a bill for an act to amend Section Three Thousand Six Hundred and Eighty-eight (3688) of the Code, relating to challenge of jurors.

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

Unanimous consent having been given, House File No. 172 was recalled from the Committee on Judiciary and referred to the Committee on Municipal Corporations.

On motion of Meredith of Cass the House adjourned until 1:30 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

CONSIDERATION OF BILLS.

On motion of Wilson of Tama, Senate File No. 87, a bill for an act for the relief of the grantees of Jacob W. Applegate and for the purpose of having a patent issued in the name of S. S. Judge for a certain tract of land, with report of committee recommending passage, was taken up and considered.

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

On the questions, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Harding, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—97.

The nays were:

None.

Absent or not voting :

Arney, Elliott, Feely, Hanson, Harvey, Holmes, Offill, Sparks, Van Houten, Weeks—11.

So the bill passed and the title was agreed to.

On motion of Teter of Marion, House File No. 12, a bill for an act to amend Chapter Two (2) of Title Eight (8) of the Supplement to the Code, relating to the duties of township trustees; the election, duties and compensation of road superintendents; the division and consolidation of road districts, and the collection of property road tax, with report of committee recommending passage as amended, was taken up and considered.

Teter of Marion moved to amend House File No. 12 by striking out the word "a," preceding the word "two-third" in the second (2d) line of the printed bill and the word "majority," following the word "two-third" and by adding the letter "s" to the word "two-third."

Amendment adopted.

Brandes of Pottawattamie moved to amend House File No. 12 by inserting after the word "performed," in the tenth (10th) line of Section One (1) the words "but in no case shall the trustee act as superintendent."

Amendment adopted.

Lister of Grundy moved to amend the bill by striking out all of Section Five (5).

On motion of Kelley of Polk, the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 15, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by Rev. C. W. Proctor of Prairie City.

Journal of Thursday, February 14, 1907, was corrected and approved.

## PETITIONS AND MEMORIALS.

Speaker Kendall presented petition of residents and voters of Monroe county relative to an appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Dye of Decatur presented petition of residents and voters of Decatur county relative to an appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Bauman of Van Buren presented remonstrance of resident electors and taxpayers of Van Buren county protesting the legalizing of the acts of board of supervisors.

Referred to Committee on Judiciary.

Hambleton of Mahaska presented remonstrance of the Bricklayers and Masons' Union No. 23 of Oskaloosa relative to House File No. 76 and House File No. 82.

Referred to Committee on Labor.

Webster of Muscatine presented petition of physicians of Muscatine county relative to House File No. 45.

Referred to Committee on Public Health.

DeMar of Davis presented communication of Dr. R. O. Shelton of Bloomfield relative to Bacteriological Laboratory.

Referred to Committee on Appropriations.

Speaker Kendall presented resolution of the General Assembly of the State of Kansas relative to constitutional amendments of the United States.

Referred to Committee on Constitutional Amendments.

Lowrey of Calhoun presented petition of taxpayers of Calhoun county relative to House File No. 75.

Referred to Committee on Appropriations.

McAllister of Linn presented petition of citizens of Linn county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Hackler of Webster presented petition of Local Union No. 855 of the U. M. W. of A. relative to House File No. 45 and Senate File No. 33.

Referred to Committee on Judiciary.

Hackler of Webster presented petition of Local Union No. 855 of the U. M. W. of A. relative to House Files No. 76 and No. 82.

Referred to Committee on Public Health.

Springer of Buchanan presented petition of citizens of Buchanan county relative to House File No. 132.

Referred to Committee on Judiciary.

Stillman of Greene presented petition of resident taxpayers of Greene county relative to House File No. 75.

Referred to Committee on Appropriations.

Sullivan of Polk presented remonstrance of Local Union No. 71, International Brotherhood of Bookbinders, of Des Moines, against abolishing the offices of State Printer and State Binder.

Referred to Committee on Printing.

Sullivan of Polk presented petition of Local Union No. 71,

International Brotherhood of Bookbinders, of Des Moines, relative to House File No. 45 and Senate File No. 33.

Referred to Committee on Judiciary.

Sullivan of Polk presented petition of Local Union No. 845, District 13, United Mine Workers of America, relative to House File No. 45 and Senate File No. 33.

Referred to Committee on Judiciary.

Koontz of Johnson presented petition of citizens of Johnson county relative to State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Koontz of Johnson presented petition of resident taxpayers of Johnson county relative to House File No. 75.

Referred to Committee on Appropriations.

Wolfe of Clinton presented petition of residents and voters of Clinton county relative to an appropriation for a Bacteriological Laboratory.

Referred to Committee on Appropriations.

White of Story presented petition of citizens of Story county relative to State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Dow of Franklin presented petition of citizens of Franklin county relative to State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

#### LEAVE OF ABSENCE GRANTED.

On request of Lister of Grundy, leave of absence was granted Arney of Marshall until Saturday.

On request of Corrie of Ida, leave of absence was granted Drury of Sac until Tuesday.

On request of Ritter of Des Moines, leave of absence was granted Dodds of Des Moines until Tuesday.

On request of Anderson of Hamilton, leave of absence was granted Sheldon of Ringgold until Monday.

On request of Dunn of Jackson, leave of absence was granted Nix of Union until Monday.

E. D. Chassell was assigned to a seat in the Press Gallery as a representative of the Le Mars Sentinel.

REPORTS OF COMMITTEES.

Jones of Montgomery, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 101, a bill for an act appropriating money to J. H. Cownie, Jr., R. R. McCutchen and F. M. Hubbell, as trustees, to reimburse them for the funds advanced and used in the purchase of a tract of land for the State as an addition to the State Fair Grounds, beg leave to report 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.

F. F. JONES,  
*Chairman.*

Miller of Bremer submitted the following minority report on House File No. 101:

We, the minority of your Committee on Appropriations, having under consideration House File No. 101, dissent from the majority in that we believe the bill should be indefinitely postponed.

C. W. MILLER,  
CLINT L. PRICE,  
C. F. SWIFT,  
ERNEST R. MOORE,  
PHIL. HELES.

Majority report adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 49, a bill for an act to provide for the purchase of legislative references to, and indexes of, current legislation and making an appropriation 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 do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 53, a bill for an act to amend Sections Thirteen Hundred

Eleven (1311) and Thirteen Hundred Twenty-two (1322) of the Code, relating to the assessment and taxation of moneys and credits and shares of stock of National banks, beg leave to report 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. W. WEEKS,  
*Chairman.*

Passed on file.

Morris of Sioux, 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. 16, a bill for an act relating to road tax and amending Section Fifteen Hundred Twenty-eight (1528) of the Code and Supplement to 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 amended as follows: That the semicolon (;) after the word "fund" in the tenth line of Section One (1), of the original bill, be stricken out, and a comma (,) be substituted in lieu thereof, and the following added thereto:

"Provided, that one mill or necessary portion thereof be reserved to pay benefits assessed against townships in drainage districts."

And that Section Three (3), of the original bill, be stricken out and the following substituted in lieu thereof:

SECTION 3. This act, being deemed of immediate importance, shall take effect and be in force from and after the date of its publication in the Des Moines Capital and the Register and Leader, newspapers published in the city of Des Moines, Iowa.

And when so amended that the bill do pass.

J. F. MORRIS,  
*Chairman.*

Ordered passed on file.

Corrie of Ida, from the Committee on Public Lands and Buildings, submitted the following report:

MR. SPEAKER—Your Committee on Public Lands and Buildings, to whom was referred House File No. 179, a bill for an act to amend Chapter One Hundred Eighty-six (186) of the laws of the Thirtieth General Assembly relating to meandered lake beds, and enlarging the meaning of "a bona fide purchaser," under Section Seven (7) of said 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 do pass.

S. M. CORRIE,  
*Chairman.*

Adopted.

Stillman of Greene, 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. 21, a bill for an act to legalize the special election of the town of Greenfield, Iowa, held September 10th, 1906, for erection of waterworks or sewers, and voting bonds therefor.

Also:

House File No. 119, a bill for an act making an appropriation to defray the expenses of the inaugural ceremonies.

PAUL E. STILLMAN,  
*Chairman.*

Adopted.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 21, a bill for an act to legalize the special election of the town of Greenfield, Iowa, held September 10th, 1906, for erection of waterworks or sewers, and voting bonds therefor.

Also:

House File No. 119, a bill for an act making an appropriation to defray the expenses of the inaugural ceremonies.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Adopted.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 44, a bill for an act to provide for the compilation of the laws of the Thirtieth, Thirty-first and Thirty-second General Assemblies, and the laws as they appear in the Code Supplement; to annotate the same and the Code and Rules of the Supreme Court to and including the May term, 1907, of the Supreme Court, and to publish the said compilations and annotations as a "Supplement to the Code, 1907," and to provide for the appointing of a supervising committee and establish a salary for the editor of such Supplement to the Code and making an appropriation therefor.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Adopted.

## INTRODUCTION OF BILLS.

By Military Committee, House File No. 258, a bill for an act to amend the law as it appears in Section Twenty-two Hundred and Eleven (2211) of the Supplement to the Code and Section Eighteen (18) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly and to repeal Section Twelve (12) of Chapter Seventy-seven (77) of the acts of the Thirtieth General Assembly and Section Fourteen (14) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly and to enact substitutes therefor and to provide for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued to them by the State for military purposes.

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

By Holmes of Kossuth, House File No. 259, a bill for an act to provide for reports of statistics by railway companies.

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

By Harvey of Osceola, House File No. 260, a bill for an act to amend Section Twenty-six Hundred Twenty-six (2626) of the Code and Section Seventeen (17), Chapter One Hundred Twenty-two (122), laws of the Thirty-first General Assembly, relating to the support of County Teachers' Institutes.

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

By Springer of Buchanan, House File No. 261, a bill for an act to amend Section Sixteen Hundred and Ten (1610) of the Supplement to the Code, relating to "articles of incorporation and incorporation fees."

Read first and second time and referred to Committee on Private Corporations.

By Shaffer of Fayette, House File No. 262, a bill for an act providing for the payment of premiums on surety or fidelity bonds out of the public treasuries for certain officers, and providing for interest on public funds held on deposit by such officers.

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

By White of Story, House File No. 263, a bill for an act to amend Section Twenty-one Hundred Fifty (2150) of the Code, relating to the transportation of pupils to and from public schools.

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

By Cottrell of Plymouth, House File No. 264, a bill for an act to provide for the drafting of bills for members of the General Assembly and for the gathering of information relating to legislation in this and other states.

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

By Allred of Wayne, House File No. 265, a bill for an act to repeal Section Four Thousand Nine Hundred and Fourteen (4914) of the Code, relating to offenses against the rights of suffrage and to enact a substitute in lieu therefor.

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

By Clarke of Jefferson, House File No. 266, a bill for an act to repeal Section Two Thousand Five Hundred and Seventy-eight (2578) of the Code and to enact a substitute therefor relating to the revocation of physicians' certificates.

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

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

Senate File No. 44, a bill for an act relative to the compilation of the laws of the Thirtieth, Thirty-first and Thirty-second General Assemblies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the

Senate has amended by substitute and passed the following bill, in which the concurrence of the Senate was asked:

Substitute for House File No. 72, a bill for an act relating to actions of mandamus.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 185, a bill for an act relating to the appearance term for certain actions.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 98, a bill for an act to empower the State Educational Board of Examiners to validate teachers' certificates issued in other States.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 60, a bill for an act to validate and legalize the consolidation of the Dunleith and Dubuque Bridge Co. of Illinois with the Dunleith and Dubuque Bridge Co. of the State of Iowa and legalizing all rights and franchises exercised under said consolidation.

GEO. A. NEWMAN,  
*Secretary.*

#### SENATE MESSAGES CONSIDERED.

Senate File No. 185, a bill for an act to amend Section Three Thousand Six Hundred and Fifty-six (3656) of the Code, relating to the appearance term for certain actions.

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

Senate File No. 98, a bill for an act to empower the State Educational Board of Examiners to validate teachers' certificates issued in other states.

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

Senate File No. 60, a bill for an act to validate and legalize the consolidation of the Dunleith & Dubuque Bridge Company, a corporation created under the laws of the State of Illinois, with the Dunleith & Dubuque Bridge Company, a corporation created under the laws of the State of Iowa, and validating and legalizing all rights and franchises exercised under said consolidation by said Iowa corporation, and all corporate acts and proceedings of the said Iowa corporation since the consolidation of the said Illinois corporation with it.

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

Senate substitute for House File No. 72, a bill for an act to amend Section Four Thousand Three Hundred and Forty-one of the Code, relating to actions of mandamus.

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

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, Senate File No. 44.

Swift of Shelby called up resolution relative to closing lists of committee clerks, and moved its adoption.

Resolution adopted.

On request of Harding of Woodbury, unanimous consent having been given, House File No. 165 was withdrawn from the House and re-referred to the Committee on Municipal Corporations.

Hambleton of Mahaska, from the special committee appointed to prepare resolutions relative to the life and public services of Hon. Robert B. Warren, submitted the resolutions, which, under a suspension of the rules, were adopted by a rising vote.

Unanimous consent having been given, Moore of Linn withdrew House Files Nos. 36 and 37 from the Committee on Judiciary and from further consideration of the House.

#### CONSIDERATION OF BILLS.

House resumed consideration of House File No. 12, which was pending at adjournment, the question being on an amendment proposed by Lister of Grundy to strike out Section Five (5).

Roll call demanded by Teter of Marion and Doran of Boone.

On the question, "Shall the amendment be adopted?"

The yeas were:

Anderson, Bergeson, Bixby, Blackmore, Bonwell, Clarke, Dye of Decatur, Felt, Flugum, Heles, Holmes, Hume, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McAllister, Marston, Moore, Ofill, Paul, Reaney, Shaffer, Sheldon, Smith, Stillman, Webster, Weeks, Welden—33.

The nays were:

Allred, Baird, Balluff, Bascom, Bauman, Beery, Brandes, Calkins, Cassady, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Dunn, Dye of Pottawattamie, Earle, Feay, Feely, Fenn, Flugum, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Inman, Jewell, Koontz, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sidey, Springer, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Wilson, Wolfe, Mr. Speaker—66.

Absent or not voting:

Arney, Conn, Dodds, Drury, Elliott, Grier, Sparks, White, Youde—9.

So the amendment was lost.

Miller of Bremer moved to amend House File No. 12 by striking out the word "two-thirds" in line two (2) and inserting the words "a majority" in lieu thereof.

Amendment lost.

Baird of Iowa moved to amend House File No. 12 by striking out the words "but shall not exceed three dollars (\$3.00) a day" in ninth (9th) and tenth (10th) lines of the printed bill.

Amendment lost.

Van Houten of Taylor moved to amend House File No. 12 by inserting after the word "elected" in line two (2) of Section Four (4) the words "under the provisions of this act;" and by

inserting in the first (1st) line of Section Five (5), after the word "districts" the words "under the provisions of this act."

Amendment adopted.

Fox of Dallas moved to amend House File No. 12 by striking out the word "three" in the ninth (9th) line of Section One (1) and inserting the word "two" in lieu thereof.

Amendment lost.

Swift of Shelby moved to amend House File No. 12 by striking out the word "shall" in the second (2d) line of Section Five (5) and inserting the word "may" in lieu thereof.

Amendment lost.

Youde of O'Brien moved to amend House File No. 12 by striking out Section Five (5) and substituting the following in lieu thereof:

"SECTION 5. In townships which are divided into two or more districts, under provisions of this act, the road superintendent shall permit resident property owners to work out two-thirds of their property tax for the preceding year and shall pay them for the same. The township clerk shall make out list of preceding year's tax for each superintendent."

Amendment lost.

Paul of Jones moved to amend House File No. 12 by striking out the word "resident" in the second (2d) line of Section Five (5).

Amendment lost.

Doran of Boone moved that the previous question be now put.

Motion prevailed.

Teter of Marion moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Baird, Balluff, Bascom, Bauman, Beery, Brandes, Calkins, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely,

Fenn, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Inman, Jewell, Kelley, Kendall, Koontz, Lowrey, McDonald, Maben, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Pierce, Price, Reitz, Ritter, Schoenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Wilson, Wolfe, Youde, Mr. Speaker—73.

The nays were :

Anderson, Bergeson, Bixby, Blackmore, Bonwell, Cassady, Conn, Dow, Felt, Flugum, Heles, Hume, Jones, Kellogg, Kull, Lee, Lister, McAllister, McElrath, Marston, Moore, Paul, Reaney, Sheldon, Webster, Welden, White—27.

Absent or not voting :

Arney, Dodds, Drury, Elliott, Offill, Sparks, Van Houten, Weeks—8.

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

House File No. 156 was called up by Harding of Woodbury on the motion which had been filed to reconsider.

Motion to reconsider prevailed, and the bill was declared to be on its second reading.

Harding of Woodbury moved to amend House File No. 156 by striking out all after the enacting clause, and inserting the following in lieu thereof :

SECTION 1. That Section Seven Hundred Seventy-one (771) of the Code Supplement is hereby repealed and the following enacted in lieu thereof:

When a viaduct shall be by ordinance declared necessary for the safety and protection of the public, the council shall provide for the appraising, assessing and determining the damages which may be caused to any property by reason of the construction of the same and its approaches. The proceedings for such purpose shall be the same as are provided in case of taking private property for works of internal improvement, and the damages assessed shall be paid by the city out of the general bridge fund, or in cities having a population of twenty-five thousand (25,000) or over from any other fund or funds legally available therefor.

SEC. 2. That Section One (1) of Chapter Twenty-nine (29) of the acts of the Thirtieth General Assembly is hereby repealed and the following enacted in lieu thereof:

In cities having a population of twenty-five thousand (25,000) or over, where a viaduct is required to be constructed, and the plans therefor have

been approved, and there are no available funds in the general bridge fund, or any fund or funds of said city which may be legally used for the payment of such damages, such city may levy an annual tax, not exceeding two mills on the dollar, for the purpose of creating a fund to be known as a "viaduct fund," for the payment of damages caused to property by reason of the construction of such viaduct and approaches thereto.

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Kelley, Kendall, Koontz, Kull, McAllister, McDonald, McElrath, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Ritter, Schoeneberger, Schulte, Shaffer, Sheldon, Sidey, Springer, Stewart, Stillman, Stoltenberg, Swan, Swift, Weeks, Welden, Wilson, Youde, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Arney, Bergeson, Conn, Darrah, Drury, Elliott, Geneva, Inman, Jewell, Jones, Kellogg, Lee, Lister, Lowrey, Maben, Miller of Bremer, Moore, Reitz, Schroeder, Smith, Sparks, Sullivan, Teter, Van Houten, Webster, White, Wolfe—27.

So the bill passed and the title was agreed to.

On motion of Harding of Woodbury, House File No. 164, a bill for an act to amend Section Seven Hundred (700) of the Supplement to the Code of Iowa, to license and regulate keepers of intelligence or employment offices, with report of committee recommending passage, was taken up and considered.

Teter of Marion moved to amend the bill by striking out the words "of Iowa" from the first (1st) line of Section One (1) of the printed bill.

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, \*Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Springer, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Webster, Welden, Wilson, Wolfe, Youde, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Arney, Balluff, Dodds, Drury, Elliott, Grier, Jones, Kellogg, Lowrey, Mason, Miller of Bremer, Nix, Price, Schroeder, Sheldon, Smith, Sparks, Sullivan, Van Houten, Weeks, White—21.

So the bill passed.

Teter of Marion moved to amend the title as follows:

By striking out the words "of Iowa," following the word "Code"; by changing the word "license" in the second line to "licensing" and the word "regulate" in said line to "regulation"; and by inserting the word "the" preceding the word "license" in the second line; and by inserting the word "relating" after the word "Code" in the second line.

Amendments adopted and title, as amended, agreed to.

On motion of Miller of Dubuque, Senate File No. 121, a bill for

an act providing that Chapter Eight (8), Title Six (6) of the Code, relating to removal of municipal officers, be made applicable to special charter cities, with report of committee recommending passage, was taken up and considered.

Mr. Miller moved that the rule be suspended, that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Webster, Welden, Wilson, Youde, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Arney, Balluff, Corrie, Dodds, Drury, Elliott, Geneva, Jones, Kellogg, Miller of Bremer, Nix, Sheldon, Sparks, Teter, Van Houten, Weeks, White, Wolfe—18.

So the bill passed and the title was agreed to.

On motion of Hambleton of Mahaska, House File No. 211, a bill for an act to legalize the making of certain plats made by the county auditors of Iowa or by the county surveyor for the owner, and the recording of the same by the county recorders of Iowa, and to legalize the descriptions of land in all instruments, conveyances, and incumbrances referring thereto, with

report of committee recommending passage, was taken up and considered.

Mr. Hambleton moved to amend the bill by striking out the word "Daily" from the second (2d) line of Section Four (4).

Amendment adopted.

On motion of Jones of Montgomery, the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

#### CONSIDERATION OF BILLS.

The House resumed consideration of House File No. 211, which was on its second reading.

Bixby of Delaware moved to amend House File No. 211 by striking out the word "that" at the beginning of Section One (1) and also the word "that" at the beginning of Section Two (2) of the printed bill and commencing the first words of said sections with capital letters: also by striking out the word "all" in the fifth (5th) line of Section Two (2) of the printed bill and inserting the word "such" in lieu thereof.

Amendment adopted.

Hambleton of Mahaska moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, DeMar, Dewell, Doran, Dow, Dunn, Dye of Decatur, Feay, Fenn, Flugum, Fox, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey,

Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lowrey, McAllister, McDonald, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sparks, Stewart, Stillman, Swift, Webster, Weeks, Wilson, Youde, Mr. Speaker—74.

The nays were :

Felt, Lee, Moore, Springer, Teter, White—6.

Absent or not voting :

Arney, Beery, Darrah, Dodds, Drury, Dye of Pottawattamie, Earle, Elliott, Feely, Geneva, Grier, Kellogg, Koontz, Lister, McElrath, Maben, Miller of Bremer, Nix, Price, Sheldon, Sidey, Smith, Stoltenberg, Sullivan, Swan, Van Houten, Welden, Wolfe—28.

So the bill passed and the title was agreed to.

On motion of Van Houten of Taylor, Senate File No. 27, a bill for an act to amend Section Forty-seven (47) of the Code, relative to compensation of newspapers for the publication of laws, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Bascom, Bixby, Blackmore, Corrie, Dewell, Doran, Dow, Dunn, Felt, Fenn, Hackler, Hanson, Holmes, Hume, Inman, Jewell, Kelley, Koontz, Lowrey, Mason, Paul, Reaney, Shaffer, Smith, Springer, Stewart, Sullivan, Swan, Weeks, White, Youde—30.

The nays were :

Allred, Anderson, Baird, Balluff, Bauman, Bergeson, Bonwell, Brandes, Cassady, Clarke, Conn, DeMar, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Flugum, Fox, Grier, Hambleton,

Hanna, Harvey, Heles, Hickey, Kellogg, Kendall, Kull, Lee, Lister, McAllister, McDonald, McElrath, Mann, Marston, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Ofill, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sparks, Stillman, Stoltenberg, Sullivan, Swift, Teter, Van Houten, Webster, Wilson, Wolfe, Mr. Speaker—57.

Absent or not voting:

Arney, Beery, Calkins, Clary, Cottrell, Darrah, Dodds, Drury, Elliott, Feely, Geneva, Greenwood, Harding, Jones, Maben, Miller of Bremer, Nix, Morris, Sheldon, Sidey, Welden—21.

So the bill was lost.

Teter of Marion moved to reconsider the vote by which Senate File No. 27 was carried to its third reading, and also the vote by which the bill failed of passage.

Seconded by Lee of Emmet.

Motion to reconsider was lost.

On motion of Hume of Mitchell, the substitute amendment to House File No. 43, as reported by the Committee on Compensation of Public Officers, was adopted.

On motion of Brandes of Pottawattamie, House File No. 43, a bill for an act to repeal Section Four Hundred Sixty-nine (469) of the Code and enacting a substitute therefor providing for the compensation of county supervisors, with report of committee recommending passage as amended by substitute, was taken up and considered.

Stewart of Washington moved to amend House File No. 43 by striking out the word "three" in line five (5) of Section One (1) and inserting the word "four" in lieu thereof.

Amendment lost.

Hackler of Webster moved to amend the substitute for House File No. 43 as reported by the committee in the following particulars, to wit: In the bill as printed in the Journal of February 12th, strike out after the word "and" and before the word "forty" the words "not over" and insert in lieu thereof the words "less than." In line seventeen (17) strike out after the word "and" and before the word "sixty" the words "not over" and insert in lieu thereof the words "less than." In line nineteen (19) strike out the words "not over" immediately preceding the

word "eighty" and insert in lieu thereof the words "less than." In line twenty-one (21) strike out the words "not over" immediately preceding "ninety" and insert in lieu thereof "less than." In line twenty-three (23) strike out the word "over" immediately preceding the word "ninety" and insert immediately after the figures "ninety thousand (90,000)" the words "and over."

Amendment lost.

Webster of Muscatine moved to amend House File No. 43 by striking out the words "Three Dollars" in the fifth (5th) line of Section One (1), as printed in the Journal, and inserting the words "Three Dollars and Fifty Cents" in lieu thereof.

Amendment lost.

Hambleton of Mahaska moved to amend House File No. 43 by striking out the word "Daily" in the third (3d) line of Section Two (2), as printed in the Journal.

Amendment lost.

Bergeson of Palo Alto moved to amend House File No. 43 by inserting in the fifth (5th) line of Section One (1) the words "Four Dollars per day including mileage" and by striking out the words "Three Dollars per day exclusive of mileage."

Amendment lost.

Harding of Woodbury moved that the previous question be now put.

Motion prevailed.

Brandes of Pottawattamie moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Balluff, Bascom, Bergeson, Bixby, Brandes, Cassady, Clarke, Conn, Cottrell, Dewell, Doran, Dow, Dunn, Dye of Pottawattamie, Feay, Felt, Fenn, Flügum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, Lee, Lister, Lowrey, McAllister, McElrath, Maben, Marston, Mason, Mercer, Moore, Morris, Ofill, Paul, Pierce, Price, Reaney,

Ritter, Schroeder, Schulte, Shaffer, Smith, Stillman, Sullivan, Swift, Webster, Weeks, Welden, White, Wilson, Wolfe—67.

The nays were:

Baird, Bauman, Blackmore, Bonwell, Calkins, Clary, Corrie, DeMar, Dye of Decatur, Feely, Heles, Hickey, Jewell, Kull, McDonald, Mann, Meredith, Miller of Bremer, Miller of Dubuque, Reitz, Schoenenberger, Sidey, Sparks, Springer, Stewart, Stoltenberg, Swan, Teter, Van Houten, Youde, Mr. Speaker—31.

Absent or not voting:

Arney, Beery, Darrah, Dodds, Drury, Earle, Elliott, Harding, Nix, Sheldon—10.

So the bill passed and the title was agreed to.

On motion of Offill of Jasper, House File No. 77, a bill for an act to regulate the use and sale of firecrackers and other toy firearms, with report of committee recommending passage, was taken up and considered.

Mr. Offill moved to amend the bill by striking out all after the enacting clause and inserting the following in lieu thereof:

SECTION 1. No person shall use, sell, offer, or keep for sale, within this State, any toy pistols, toy revolvers, caps containing dynamite, blank cartridges for revolvers or toy pistols, or firecrackers more than five inches in length and more than three-fourths of an inch in diameter.

SEC. 2. Any person violating the provisions of this act shall be fined not exceeding One Hundred Dollars (\$100.00), or be imprisoned in the county jail not exceeding thirty (30) days, or both, at the discretion of the court.

SEC. 3. This act shall be in full force and effect from and after January 1, 1908.

Harding of Woodbury moved that the bill and proposed amendment be referred to the Committee on Judiciary.

Motion prevailed, and the bill was so referred.

On motion of Jones of Montgomery, House File No. 50 a bill for an act relating to rates of fraternal beneficiary societies, with report of committee recommending passage, was taken up and considered.

## REPORTS OF VISITING COMMITTEES.

The following reports have been filed from the various committees appointed to visit State institutions:

## SOLDIERS' HOME AT MARSHALLTOWN.

*To the President of the Senate, Speaker of the House, and Members of the Thirty-second General Assembly:*

Your joint committee, appointed to visit the Soldiers' Home at Marshalltown, beg leave to submit the following report:

We visited the Home on Thursday, January 24th, and were accorded every possible courtesy by the Commandant and his subordinates on our tour of investigation.

We were especially impressed with the management of the Hospital and the old people's home departments and cannot too highly commend those in immediate charge, and members of the Board of Control, under whose direction the Soldiers' Home for Iowa has reached high rank, if not the highest in the country.

We reiterate the recommendation made by the committee one year ago that this General Assembly should furnish means for the erection of a coal house with a capacity sufficient for the needs of the institution.

We are of the opinion that appropriations should be made in accordance with the suggestion of the Commandant, namely:

|                                                                                                 |              |
|-------------------------------------------------------------------------------------------------|--------------|
| Quartermaster's building, storeroom and equipment, light, heat,<br>and sewerage connection..... | \$ 10,000.00 |
| Coal house .....                                                                                | 4,500.00     |
| Enlargement of pump room .....                                                                  | 1,200.00     |
| Grand Army hall, in basement of chapel, and equipment.....                                      | 1,000.00     |
| Improvements of grounds .....                                                                   | 2,000.00     |
| Hose house .....                                                                                | 800.00       |
| Two new hose carts (\$100 each) .....                                                           | 200.00       |
| Five hundred feet 2½-inch fire hose .....                                                       | 350.00       |

Total .....\$ 20,050.00

Respectfully submitted,

O. K. MABEN,  
J. C. BONWELL,  
O. C. BLACKMORE,  
J. HUGHES, JR.,  
C. J. A. ERICSON.

*Committee.*

## COLLEGE FOR THE BLIND AT VINTON.

MR. SPEAKER—We, your committee appointed to visit, investigate and report the needs of the College for the Blind at Vinton, beg leave to submit the following report:

The committee met in the College at Vinton on Friday, January 25th, and were deeply impressed with the candid, sincere and earnest interest manifested by Superintendent Vance in every phase of the work and department of the institution, and feel that the thanks of this committee are justly due him for the many courtesies shown and information given us.

The committee visited every department and listened with interest to the recitations and instructions as they came and went from the pupils and teachers, almost or all totally blind, and must admit that the committee were surprised in the thorough organization and construction of the different departments

We also visited all the rooms, bath, lavatories, halls, cloak rooms and sleeping apartments of all the inmates of that institution. They were models of neatness and order, the sleeping rooms being decorated with pictures and ornaments to a surprising extent, and really created an impression of contentment and happiness. At the noon hour we were present at the dining room and watched the maneuvers of the inmates of that institution in marching to their places at the different tables. It was surprising to us as to the accuracy, order and decorum under which the students took their places at their tables. We took dinner with the superintendent, after having visited the culinary department. We noticed that our table was furnished with the same menu as that which was furnished to the inmates and which was on a bill of fare duly printed and posted at the entries of the dining room. The committee could not ask for anything more complete in that dinner.

In the afternoon we visited the hospital and the factories of the institution, found everything complete, neat and in the most perfect order. In the hospital were three patients, two of them who said they had the "chicken-pox," and the third one was afflicted, she said, with a disease that was more prevalent in our boyhood days than at present, technically called, "scabies."

Mr. Vance, the superintendent, has been in his position but a short time, but it was evident to this committee that he was a person eminently fitted for his place, and we could see that he was beloved by all of his wards to an unusual degree.

We also found that the things to be done as recommended by the committee at the last session of the Legislature have been carried out, except an appropriation for a gymnasium, etc., for which the Legislature failed to make an appropriation. We, your committee, are unanimous in our recommendation of an appropriation of \$20,000 for a gymnasium. We think it of the greatest importance in view of the peculiar condition of the inmates of this school. The students, being blind, need exercise and recreation as much, and in our judgment, more than any of the inmates of other institutions of the State, for then their recreation could be reduced to a system suitable to their condition. We further recommend an addition to the contingent fund asked by the Board of Control the sum of \$500.00 for repairs needed, so our recommendations are as follows:

|                           |             |
|---------------------------|-------------|
| For Contingent Fund ..... | \$ 2,500.00 |
| For Oculist Fund .....    | 500.00      |
| For Gymnasium .....       | 20,000.00   |

All of which is respectfully submitted this 2d day of February, 1907.

JOHN FOLEY,  
D. W. DOW,  
A. W. KENDALL,  
D. D. WEBSTER,

*Committee.*

## INSTITUTION FOR THE DEAF AT COUNCIL BLUFFS.

*To the President of the Senate and the Speaker of the House of Representatives of the Thirty-second General Assembly of the State of Iowa:*

Your committee, appointed to visit the Institution for the Deaf, which is located at Council Bluffs, begs leave to submit the following report:

We arrived at the institution on the evening of January 24th, and the committee, as a whole, spent all the following day in visiting the schools, visiting every department, and in inspecting the various buildings on the premises, together with all live stock owned and kept there by the State. We have no hesitancy in saying that we were very much impressed with the great importance of the School for the Deaf, among the other State institutions. There is a general air of prosperity, contentment and cleanliness about the place and its inmates that impressed your committee at once, that it is an excellently managed institution throughout, and we are a unit in the opinion that the Iowa Institution for the Deaf is one of the most deserving in our State. It is here that the child who has never heard the sound of his own voice, is being taught by self-sacrificing young men and women to do things that are the wonder and admiration of all visitors.

We take it that the one sole and sacred purpose of the establishment and maintenance of this institution by the State, is to make self-supporting citizens of its inmates, and with that idea in view, we would respectfully recommend that the "Domestic Science Department" (once in operation there, and for the continuance of which we found every necessary equipment), be resumed, with the object in mind that all young women who attend this school may avail themselves of an opportunity to learn the things which will enable them to earn an honest livelihood and live respectable lives after leaving the school.

The law of courtesy forbids criticism, but we believe that the State was extravagant in trying to be economical, when it discontinued the Domestic Science Department of this school. We believe also that the Manual Training Department should be supervised by a person in every way competent to direct such work, with the end in view that these boys may, upon leaving the school, obtain positions in the various shops and factories, at living wages.

We would respectfully recommend that our laws be enacted so that children who are county charges may be allowed to remain at the institution during the whole of the year, instead of nine months, the period prescribed by the law at present in force.

After carefully considering existing needs of the institution, your committee recommends the following appropriations for the purposes therein mentioned, namely:

|                                                                       |             |
|-----------------------------------------------------------------------|-------------|
| For improvement of grounds, grading, walks, trees and shrubbery ..... | \$ 5,000.00 |
| For storage and refrigerating plant.....                              | 3,500.00    |
| For wrecking and removing old and temporary buildings.....            | 2,000.00    |
| For plastering and completing basement of main building....           | 2,000.00    |
| For blackboard wall slating.....                                      | 1,500.00    |
| For fencing .....                                                     | 500.00      |

|                                                     |           |
|-----------------------------------------------------|-----------|
| For library and binding.....                        | 500.00    |
| For tools and machinery for industrial schools..... | 300.00    |
| For tombstones .....                                | 100.00    |
| For contingent and repair fund.....                 | 3,500.00  |
| New heating and lighting plant.....                 | 10,000.00 |

Total .....\$ 28,900.00

Your committee further recommends that an additional three thousand dollars (\$3,000) be appropriated for the purpose of plastering and completing the basement of the main building, in the event funds are available for such purpose.

We unhesitatingly commend the able, painstaking and efficient administration of the affairs of this institution by its superintendent, Mr. Henry W. Rothert.

Respectfully submitted,

MARION F. STOOKEY,  
J. L. WARREN,  
*Senate Committee.*

STANLEY CONN,  
ASAHEL MANN,  
CURRAN F. SWIFT,  
*House Committee.*

INSTITUTION FOR FEEBLE-MINDED CHILDREN AT GLENWOOD.

MR. SPEAKER—Your committee, appointed to investigate the condition of affairs at the Institution for the Feeble-Minded Children, located at Glenwood, beg leave to submit the following:

The entire committee visited this institution on January 24 and 25, 1907. While there, we examined the buildings and grounds and visited the various departments, witnessing the care taken for the temporal comfort of the inmates, as well as the infinite patience displayed in the effort of teachers to develop, according to the varying degrees of capacity, the minds committed to their charge.

We have only words of commendation for the efficient manner in which Dr. Mogridge and his able corps of assistants are administering the affairs of this institution. The capacity of this home is placed at 950, while the present enrollment reaches 1,104, with a large number of applicants still awaiting admission. Viewed aside from its philanthropic features, we believe this institution saves, in the aggregate, a large amount to the State, by relieving parents and others of an unremitting care, and enabling them to remain in the ranks of industry, supporting the other members of their families, and in contributing to the general welfare of their respective communities. We believe the State should, so far as possible, provide for certain needs of this institution, which to your committee seems of vital importance.

For years the water supply has been entirely inadequate. This has been obtained from two sources, viz: Keg Creek and a deep well located on the grounds. Over a year ago an epidemic of typhoid fever occurred. On examination, it was found that both sources of water supply were thoroughly contaminated. Every analysis since has shown the deadly

germ present in a dangerous degree. The drinking water for the institution has been boiled since the time of the epidemic, a process which must continue until some form of relief is obtained.

The Thirty-first General Assembly appropriated \$25,000 for water supply, etc. Under direction of the Board of Control, another deep well has been started. At a depth of about 800 feet the contractor lost the drill, and the last three months have been spent in a vain endeavor to recover it. Your committee is of the belief that at present, the paramount need of this institution is an adequate supply of pure water.

We recommend the abandonment of the deep well project for the following reasons:

1. The infection of the deep well now in use.
2. The unreliability of the supply, as the depth of the water in the well on the grounds, and in the well in the town of Glenwood, presumably supplied from the same level, has materially diminished, at times the supply having become alarmingly low.
3. The great expense in operating the pumps connected with the deep wells.
4. The deep well water is not good for cooking or laundry purposes.

Your committee further recommends that a sufficient appropriation be made, which, in connection with the unexpended balance of the amount appropriated by the Thirty-first General Assembly for water supply, will enable the Board of Control to establish a pumping station, with all necessary equipment, at a convenient location on the river bottom, from which water shall be conducted to the institution.

We are led to recommend this action by our belief, based on reliable experiments, analyses and estimates, to us submitted, that in this way an abundant supply of pure water, good for all purposes, may be obtained, and that when established, such a plant could be operated at much less expense than the pumps at the deep wells. The Board of Control has asked for an appropriation to build two wings to the new Custodial building. While recognizing the pressing need of such additions, we have felt that the need of an adequate water supply was imperative. We would therefore recommend that provision be made for only one of the proposed wings at this time.

We believe the Board of Control's request for special appropriations is reasonable and should be complied with, so far as consistent with existing conditions. The changes we indicate are mainly based upon the hypothesis that our suggestion that appropriation be made for one wing to the new Custodial building be adopted.

We recommend that appropriations be made as follows:

|                                                           |          |
|-----------------------------------------------------------|----------|
| Wing for new Custodial building.....                      | \$30,000 |
| Furniture and furnishings for new Custodial building..... | 7,000    |
| New boilers .....                                         | 10,000   |
| Engine and generator .....                                | 8,000    |
| Tunnel to new Custodial building for boys.....            | 3,000    |
| Paints and painting .....                                 | 1,500    |
| Beds and bedding .....                                    | 1,500    |
| Furniture and furnishings.....                            | 1,500    |

|                                  |                 |
|----------------------------------|-----------------|
| Contingent and repair fund ..... | 10,000          |
| Water supply .....               | 25,000          |
| <b>Total .....</b>               | <b>\$97,500</b> |

Respectfully submitted,

F. L. MAYTAG,  
CHAS. ECKLES,  
R. J. BIXBY,  
WILLOUGHBY DYE,  
JOHN C. DEMAR,

*Committee.*

#### INDUSTRIAL SCHOOL FOR BOYS AT ELDORA.

MR. SPEAKER—Your joint committee, appointed to visit and examine into the needs of the Iowa Industrial School for Boys, beg leave to submit the following report:

In company with Senators Frudden and Seeley, we, on the 24th inst., visited said institution and spent the entire day examining the same. We found Assistant Superintendent Kuser in charge, Superintendent Drake being temporarily absent on account of sickness. We were very courteously received, and very kindly and hospitably entertained by Mr. Kuser and his good wife. In passing through the different departments of the school, its present condition and future needs were freely and frankly discussed by the officers and employes; and information desired by the committee, or that was deemed beneficial thereto, was promptly and truthfully given.

The institution is kept in good condition, and all its affairs are well and economically administered. There are about 475 boys kept there, ranging in age from nine to twenty-one years—the bad, the vicious and worst mingling with the better and the good. The discipline and order maintained is good; the studies and employment provided, suitable and very appropriate. The people of Iowa hardly realize that 85 per cent of the boys who pass through this institution become honorable, useful and law-abiding citizens.

#### RECOMMENDATIONS.

We are constrained to suggest that the bad or worst be kept separate, for a while at least, from the better or good. We realize that this is a hard problem; but the necessity for keeping temptation and wickedness from those who are liable to yield thereto, and be influenced thereby, is great, and demands our interest. Just how this is to be accomplished we leave to the hands of the Board of Control.

#### HOSPITAL.

Your committee is of the opinion that there is plenty of room in the large, or administration, building for all hospital purposes needed in connection with the institution. Suitable rooms could be obtained for such purpose upon the third floor thereof. We recommend that a proper operating room be prepared and equipped therein, and one for dispensing and storing apothecary supplies.

## RAILWAY SWITCH.

The institution ought to be connected by a switch or siding with the railways of Eldora. Your committee believes that by reason of the large amount of freight received in car-load lots, aggregating 250 to 300 cars per annum, it is folly to transfer it by team from the different freight yards of the town. In this connection, the loss to the State in demurrage charges and by theft must be considered. The grading and right of way required in this instance would not be unusual or expensive; and we urge that such proceedings be at once commenced as will result in giving the institution railway connections.

## THE FARM.

The premises pertaining to this institution consist of 840 acres, parts of which are sandy, with some gravel banks. Other portions are low and subject to overflow. The low land is being tilled, and is expected to be, when so tilled, very productive.

The heifer calves should be raised and added to the herd whence the dairy supplies are obtained, that the same may be maintained at its proper size without buying cows thereafter from time to time. We believe that a farm that size should produce stock sufficient for all purposes of such an institution.

The teams, harness and wagons the inmates used did not impress your committee as being in such a state of repair as is befitting the State of Iowa.

We trust that the scientific knowledge the State has at Ames be applied to the farming of these premises, and if possible make them more productive. We believe the great agricultural institute of the State should produce stock for use at the State institutions, and that the farms operated by the State should be brought under the influence thereof and become models of scientific agricultural operations, as well as a source of greater income.

## THE TRADES.

There is an attempt to teach some of the trades, not so elaborate nor on such a scale as in the judgment of the committee they should be taught. They have a very neat printing plant and were doing some very good work there. The report of the superintendent was printed there and it speaks well for the boys who did it. Why the plant is not utilized more by the State, and thus save large sums annually, is one of those puzzling questions that cannot be harmonized with economy and ordinary business principles. A better use of the results of the manual training in the institution should be had.

## RELATING TO FURNISHINGS.

Your committee insists that out of the sum recommended herein for "furniture and furnishings," there be taken a sufficient amount to provide feather pillows for all the beds of the institution, and that this be done immediately.

## APPROPRIATIONS RECOMMENDED.

|                                          |                     |
|------------------------------------------|---------------------|
| Operating room and medical supplies..... | \$ 1,000.00         |
| Drain tile .....                         | 2,000.00            |
| Repairs to barn .....                    | 500.00              |
| Fencing .....                            | 500.00              |
| Greenhouse and connections .....         | 3,000.00            |
| Furniture and furnishings .....          | 1,000.00            |
| Live stock—horses, cattle etc. ....      | 1,000.00            |
| Poultry house .....                      | 600.00              |
| Band and orchestra .....                 | 300.00              |
| Agricultural implements .....            | 300.00              |
| Lectures and entertainments .....        | 300.00              |
| Contingent and repair fund .....         | 5,000.00            |
| <b>Total .....</b>                       | <b>\$ 15,500.00</b> |

Respectfully submitted,

W. E. SEELEY,

A. F. FRUDDEN,

*Committee on Part of the Senate.*

E. W. WEEKS,

J. H. KELLEY,

S. A. FEAY,

*Committee on Part of the House.*

## INDUSTRIAL SCHOOL FOR GIRLS AT MITCHELLVILLE.

*To the President of the Senate and the Speaker of the House of Representatives of the Thirty-second General Assembly:*

Your joint committee appointed to visit the Industrial School for Girls at Mitchellville, beg leave to submit the following report as the result of their investigation.

First, we found an overcrowded condition in the School, as will be seen from the following:

There are two hundred and forty (240) girls in this School, they are divided up in four families (each in charge of a Matron) which are called Homes.

|                                    |     |     |       |
|------------------------------------|-----|-----|-------|
| Home No. 1 intended to accommodate | 40  | has | 54    |
| Home No. 2 intended to accommodate | 40  | has | 52    |
| Home No. 3 intended to accommodate | 40  | has | 61    |
| Home No. 4 intended to accommodate | 50  | has | 68    |
|                                    |     |     | <hr/> |
|                                    | 170 |     | 235   |
| In Hospital .....                  |     |     | 5     |
|                                    |     |     | <hr/> |
| Total .....                        |     |     | 240   |

This shows a total of seventy persons more than they can accommodate, or care for carefully. And notwithstanding this overcrowded condition, the discipline and mannerism is most excellent. Most of the buildings should be painted, exterior and interior, and many of the floors relaid. Some of the old board walks have been replaced by permanent cement walks. This should be continued until all the walks in the Campus, and about the grounds, are made of cement, which would make them permanent and not perishable.

There is some stock on the farm, both horses and cattle, that should be disposed of, because of age. These should be sold and younger animals put in their place that would be more profitable.

The Administration Building asked for in the report of the Superintendent of June 30, 1906, we do not think is so urgently needed at this time, as a building for another Home, so that the girls may be properly cared for.

There is a grand work being done in this School by the Superintendent, his wife and their assistants, and that the cause demands, and ought to have a liberal appropriation by the State.

We therefore recommend that the sum of thirty-five thousand (\$35,000.00) dollars be appropriated, for the immediate needs of this School. And that it be applied as follows:

|                                             |             |
|---------------------------------------------|-------------|
| For the Erection of a New Home.....         | \$25,000.00 |
| For the Painting of Buildings.....          | 1,800.00    |
| For the Making of Permanent Walks.....      | 1,500.00    |
| For the Horses and Cattle.....              | 1,000.00    |
| For the Repairing Superintendent's Cottage. | 1,000.00    |
| For the Books and Periodicals.....          | 500.00      |
| For the Chaplain's Fund .....               | 300.00      |
| For the Dental Equipment .....              | 200.00      |
| For the Contingent and Repairs.....         | 3,700.00    |

Total .....\$35,000.00

Respectfully submitted,

E. W. CLARK,  
 JAMES ELERICK,  
*Senate Committee.*  
 B. T. NIX,  
 F. E. SHELDON,  
 EDWARD McDONALD,  
*House Committee.*

#### INSANE HOSPITAL AT MOUNT PLEASANT.

MR. SPEAKER—Your committee, appointed to visit the State Hospital at Mount Pleasant, beg leave to submit the following report:

We visited the above named institution on Thursday, January 24, 1907, and made as thorough an examination of the buildings and investigation of the conditions surrounding the inmates as was possible in the limited time at our disposal. Several hours were spent in going through the different wards of the Hospital, each ward being visited, after which we made a trip over the farm connected with the institution, looking over the farm buildings, live stock, and later visiting the machine shops and kitchens.

Your committee has no hesitancy in saying that the management of this institution is excellent. The State is to be congratulated on having a superintendent at Mount Pleasant of such capabilities as has been shown by Dr. C. F. Applegate, and both he and the members of his staff deserve the highest praise for the efficiency with which they have administered the affairs of this Hospital. In each ward and in all departments there were abundant evidences of thorough and smooth working system.

We are convinced that the patients are treated with every possible consideration.

At the time of our visit, there were between 1,000 and 1,100 inmates in the Mount Pleasant Hospital. The main building was not intended to accommodate this number of patients, and as a consequence, some of the wards were badly crowded, the lack of room for proper sleeping accommodations in many of the wards being very apparent. In all parts of the building, order and quiet prevailed, and the extreme neatness of the wards and patients was noticeable. In most cases, the patients seemed submissive to, and fond of, the nurses and physicians in attendance, and a general air of contentment was marked throughout the institution.

The main building of the Hospital is in good physical condition, though new repairs, especially in the way of repairs to the inside walls and ceilings, are needed.

The farm in connection with the Hospital consists of 917 acres. It is in a good state of cultivation, and the superintendent informed us that the products of this farm in the way of stock, grain and vegetables raised during the past year, amounted to \$28,000, the price of products being based on local market values. Most of the labor on the farm is performed by the inmates, though the amount of labor they perform is, we understand, optional with the patients. The wisdom of operating large farms in connection with the State institutions of this character has been fully demonstrated, and the policy of the Board of Control to enlarge the State farms by the purchase of adjacent land, meets with our approval.

The following is a list of the appropriations asked by the Board of Control for the biennial period. Opposite each amount is the amount recommended by your committee:

|                                             | Amount Asked<br>by Board of<br>Control. | Amount Recom-<br>mended by<br>Committee. |
|---------------------------------------------|-----------------------------------------|------------------------------------------|
| For women's infirmary and equipment.....    | \$ 65,000.00                            | \$ 65,000.00                             |
| For hospital switch .....                   | 15,000.00                               | .....                                    |
| For converting hay barn to farmers' lodge.. | 10,000.00                               | 10,000.00                                |
| For tunnels .....                           | 7,500.00                                | 7,500.00                                 |
| For land .....                              | 4,700.00                                | 4,700.00                                 |
| For furniture and furnishings.....          | 4,000.00                                | 2,000.00                                 |
| For painting .....                          | 3,000.00                                | .....                                    |
| For tiling land .....                       | 1,000.00                                | 500.00                                   |
| For fencing .....                           | 1,000.00                                | 500.00                                   |
| For books and periodicals .....             | 500.00                                  | 500.00                                   |
| For kitchen equipment .....                 | 500.00                                  | 500.00                                   |
| For contingent and repair fund .....        | 10,000.00                               | 10,000.00                                |
| Total .....                                 | \$122,200.00                            | \$101,200.00                             |

Your committee, owing to the crowded condition of the women's section of the Hospital, and the almost total lack of facilities to care for sickness, would earnestly recommend that the sum of \$65,000 be appropriated for the Women's Infirmary. There should be no delay in the erection of this building. There is an infirmary for men, and during our visit we found it filled with patients who need special medical attention, but there is nothing of this kind for the women who are sick. Various wards in the women's section of the main building are at present

devoted to bedridden cases at great inconvenience to the inmates. We respectfully urge that an appropriation of sufficient amount to build this infirmary be made during the present session of the Legislature.

The sum of \$7,500 is asked by the Board of Control to complete the tunneling. In case of the erection of the infirmary, the full amount asked should be granted.

For converting a hay barn to a farmers' lodge, \$10,000 is asked. This is a first-class brick building in good condition, being used at present for the storage of hay, grain and vegetables. The Board of Control estimates that for the sum of \$10,000, this barn may be converted into a farmers' lodge, making a suitable place to care for at least one hundred inmates of the institution of the class who do farm work, and thus reducing the congested condition at this time prevailing in the wards of the main building. A lodge or cottage of this character is needed and your committee deems that this appropriation is advisable. A new building for this purpose of proper size would cost the State at least \$35,000.

The Board recommends an appropriation of \$4,700 to purchase additional land and your committee concurs in this recommendation. The intention is to purchase an additional seventy-five acres adjoining the farm connected with the institution. The Board have had on hand for some years in an unexpended balance of \$2,800, originally appropriated for the purchase of land. This amount, together with the sum asked for, will be sufficient to make the above purchase. The land is needed for additional pasture and for farming purposes.

There is need for additional furniture in most of the wards. Your committee realizes the impossibility of granting in full all of the askings, and have seen fit to cut the item of \$4,000 asked for this purpose to \$2,000. This amount will not purchase the furniture that is needed, but will be something toward relieving the most pressing needs.

Much has been done in the way of tiling the land. The Board asked for \$1,000 to do additional work in this direction. Your committee has reduced this amount to \$500; a like amount is recommended by the Board for fencing, and a similar cut in this item has been made by your committee.

For books and periodicals, recommended that the appropriation of \$500 asked for, be granted. The patients find much pleasure in the books, newspapers and periodicals about the institution. This is practically the only thing in the way of luxury that they have.

We recommend that \$500, the full amount asked for by the Board, be granted for kitchen equipment.

For contingent and repair fund, we recommend that \$10,000, the full amount asked for, be appropriated. Under no circumstances should this amount be reduced, covering as it does, the contingent expenses and repairs of the institution for two years.

Respectfully submitted,

W. C. STUCKSLAGER,

JOHN H. JACKSON,

J. H. DARRAH,

W. D. DODDS,

ERNEST R. MOORE,

*Committee.*

## HOSPITAL FOR INSANE AT CLARINDA.

MR. SPEAKER—Your committee, appointed to visit the State Hospital at Clarinda, beg leave to submit the following report:

We arrived in Clarinda on the evening of Wednesday, January 22d, and after supper were driven to the hospital in carriages provided by the institution, accompanied by Dr. Max E. Witte, the superintendent. We spent a very pleasant and profitable evening in the office of the superintendent, talking over matters of interest to the institution and becoming somewhat acquainted with the work it is doing and its wants for the next biennial period.

Thursday morning we began the work of inspection, which was continued during the entire day, and with such a degree of thoroughness as was possible in so short a time as we had to devote to the work.

We made special effort to ascertain for ourselves, by personal observation and inquiry, the actual condition of the patients, the facilities for properly caring for them, and the methods employed for the comfort and relief of this most unfortunate class of wards of the State. We spent most of our time in passing through and inspecting the various wards, and noted with much satisfaction the splendid sanitary condition of the same, and the facilities for administering to the sick and those unable to be up and about.

The hospital wards in both the male and female departments are in good condition, and it is our judgment that the patients are receiving the very best of medical attention. The men's wards are not over-crowded, owing to the fact that but recently a cottage was built by the State, which relieved the heretofore crowded condition, and will prove ample for the needs of the institution for some years to come. We found some of the ladies' wards crowded, and, in many instances, the connecting corridors were utilized for sleeping apartments, some containing from eight to ten beds. We discovered that under the existing conditions this is absolutely essential, as there is no other means at hand for the relief of the over-crowded wards.

We visited the kitchen department and saw the food being prepared for the noon-day meal. This is prepared in as cleanly and sanitary a manner as it is possible to be done anywhere or under any conditions. The food is wholesome and supplied in liberal quantities. We believe the Board of Control follows the policy of purchasing only the best of everything, and doubtless in the end this is the more economical plan.

After having made a thorough inspection of the kitchen, laundry, bakery, cold storage department and the store, all of which we find in first class condition, we then turned our attention to the outbuildings. We found an excellent workshop equipped with suitable machinery for the manufacture and repair of such articles as are needed in and about the institution.

A splendid greenhouse, in which were numerous plants and flowers in bloom, a fire department equipped with the necessary carts, hose, ladders, etc., for use about the premises.

We then were conducted into the engine room of the power plant. Here we found a condition prevailing which we consider needs immediate

relief. The smokestack, being of small dimensions and of inferior capacity, was not carrying off the smoke and gas, a great deal of which came back into the engine room, causing a condition which rendered it almost impossible for any one to remain longer than thirty minutes to an hour without going to the fresh air.

Upon inquiry, we learned that the State owns about 860 acres of land, which is connected with or adjacent to the institution. Upon this land during the last year, we gleaned from the report of the superintendent, there was raised more than \$25,000 worth of grain, fruits and vegetables, all of which has been or will be consumed in the institution, thereby materially reducing the cost of support.

Superintendent Dr. Max E. Witte afforded us every facility possible, and was ready with any necessary information, in order that we might obtain thorough and complete knowledge with reference to the condition of affairs, and the situation as it actually is. We believe Dr. Witte and his estimable wife to be the right people in the right place. We also highly commend his assistants, Doctors Mackin, Moon and Leader, the latter a woman physician, who are ably assisting him in the important work of caring for the unfortunate.

On Thursday evening we attended an entertainment given for the benefit of the patients, in the large auditorium. This was given by some of the attendants and was participated in by a few of the patients, and seemed to give unlimited pleasure to those who were well enough to be present. Some such program as this is given two or three times a week during the winter season, and in the summer, band concerts and other forms of amusement are employed to interest, amuse and divert the minds of the patients.

The Board of Control is asking and recommends the following appropriations for the next biennial period:

|                                            |              |
|--------------------------------------------|--------------|
| 1. For cottage for women .....             | \$ 75,000.00 |
| 2. For engine and generator .....          | 8,000.00     |
| 3. For sewer, tunnel and connections ..... | 4,000.00     |
| 4. For painting .....                      | 4,000.00     |
| 5. For plumbing and fixtures .....         | 2,000.00     |
| 6. For contingent and repair fund .....    | 10,000.00    |
| 7. For smokestack .....                    | 7,500.00     |

As will be seen by the foregoing report, the women's wards are seriously congested, and if item No. 1 is allowed and the appropriation made, it will be at least two years before the building could be completed and ready for occupancy, and by that time, with the natural increase in the population, the condition would be very serious. We therefore recommend item No. 1.

The engine and generator in use at present is sufficient under ordinary conditions, but as the old engine which has been used on former occasions in cases of emergency, is now absolutely useless except for scrap iron, we believe it is necessary to the safety of the institution that another engine and generator be installed at once. We recommend item No. 2.

Should item No. 1 be allowed and appropriation made therefor, item No. 3 would immediately become a necessity, as this item is intended to connect the proposed new cottage with the heating and light plant. Therefore we recommend item No. 3.

As is always the case in a large institution of this kind, there must necessarily be a great deal of painting done every year, in order to keep the buildings in a proper condition and state of preservation. Upon inquiry, we learn that it takes about \$2,000 every year for this item. Therefore we recommend for the biennial period the amount opposite Item No. 4.

Two thousand dollars is not considered too much to anticipate as the amount for plumbing and fixtures during the next biennial period. This item, if allowed, would undoubtedly be used in the repair of the natural wear and tear of the plumbing already installed. We recommend item No. 5.

Item No. 6 is the amount that is usually needed by institutions of this kind to keep up the natural wear and tear of the buildings, and to provide also against contingencies which may arise and are not generally foreseen or anticipated. We have inquired of the Board of Control, and are informed that this item is not too large and therefore we recommend same.

Item No. 7, as stated elsewhere in the report, is an absolute necessity, and the amount asked for is the estimate of the State architect for such a chimney which would furnish sufficient capacity for the work required of it. We therefore earnestly recommend item No. 7.

We were impressed with this thought, while inspecting the institution, that the management is not asking for anything that is not actually needed. We believe that the success and the future efficiency of this institution will depend largely upon the liberal manner in which the Appropriations Committees may deal with this recommendation.

We cannot close our report without a word of congratulation to the State upon the able manner in which this institution is conducted, both as to the superintendent and assistants and the Board of Control. Their methods are strictly up-to-date and business-like and we believe that no more economically administered State institution can be found anywhere in the United States.

Respectfully submitted,

JOHN L. BLEAKLY,  
EDWIN G. MOON,  
THOMAS GENEVA,  
J. R. SMITH,  
P. M. JEWELL.

*Committee.*

INSANE HOSPITAL AT INDEPENDENCE.

*To the President of the Senate and Speaker of the House of Representatives of the Thirty-second General Assembly:*

Your joint committee to visit the State Hospital for the Insane at Independence begs leave to submit the following report:

Your committee, with Senator Turner and Representative Springer, visited the Hospital February 1, 1907, and inspected the institution as well as possible in the limited time we were there. We found the buildings and grounds in far better condition than we had expected to find them, considering that some of the buildings were erected nearly forty years ago.

The institution is asking for the following appropriations:

For Infirmary and Equipment.....\$125,000

|                                           |                  |
|-------------------------------------------|------------------|
| For Deep Well and Pump.....               | 12,000           |
| For Engine and Generator.....             | 8,000            |
| For Electrical Re-wiring.....             | 8,000            |
| For Tunnel to Grove Hall.....             | 4,000            |
| For Completion of Ventilating System..... | 5,000            |
| For Painting.....                         | 3,000            |
| For Tiling Farm .....                     | 3,000            |
| For Addition to Dry Room.....             | 2,000            |
| For Repairing Greenhouse, Add'l.....      | 1,500            |
| For Laundry Washers.....                  | 1,500            |
| For Iron Working Lathe.....               | 500              |
| For Contingent Repair Fund.....           | 10,000           |
| Total .....                               | <u>\$183,500</u> |

Regarding the appropriations asked for, your committee would make the following recommendations:

*Item 1.* While the needs of an Infirmary Building would be desirable, yet, its establishment at this time is not absolutely necessary, and owing to the limited amount available for extraordinary appropriations we can not approve an appropriation for this item at this time.

*Item 2.* After carefully considering the water supply, your committee were unanimous in their opinion that the quality of water furnished by the City of Independence is as good as would be procured from a deep well, and that the price charged, viz., six cents per thousand gallons, is cheaper than it would be possible to pump the same from a deep well. We make this latter statement after consulting some of the best engineers in the State who are familiar with this class of wells, and we do not approve an appropriation for this purpose.

*Item 3. Engine and Generator.* This item we recommend should be granted.

*Item 4. Electrical Re-wiring.* This item, while desirable, yet it is not absolutely necessary at this time, and we would recommend that no appropriation be made for this purpose.

*Item 5. Tunnel to Grove Hall.* This item can be dispensed with until some future time.

*Item 6. Completing Ventilating system.* This your committee would recommend be granted.

*Item 7. Painting.* We would recommend that two thousand dollars (\$2,000) be appropriated for this item.

*Item 8. Tiling Farm.* Owing to the inclemency of the weather your committee did not inspect the needs of this item, but believe that an appropriation of fifteen hundred dollars (\$1,500), at this time for tiling such lands as most need tiling would be advisable, and recommend the sum of fifteen hundred dollars (\$1,500) for this purpose.

*Item 9. Addition to Dry Room.* We would recommend that the entire amount, viz., two thousand dollars (\$2,000), asked for this purpose, also, the entire amount, fifteen hundred dollars (\$1,500), asked for Item Number 11, laundry washers, be granted.

*Item 10. Repairing Greenhouse.* The Thirty-first General Assembly appropriated one thousand dollars (\$1,000) for this work, but this amount was wholly inadequate to do the work as it should be done. The amount

estimated necessary to rebuild the Greenhouse and addition will be twenty-five hundred dollars (\$2,500), and we would recommend that the amount asked, fifteen hundred dollars (\$1,500), be granted.

*Item 12. Iron Working Lathe.* This item is not necessary at this time.

*Item 13. Contingent Fund.* We recommend that the full amount asked for be granted.

In concluding our report we can not but feel that the Board of Control and the State are to be congratulated on having so able and competent a Superintendent as Dr. W. P. Crumbaker at the head of this, one of the largest and most important of the State Institutions.

All of which is respectfully submitted.

F. M. HOPKINS,  
JOSEPH MATTES,  
T. H. HUME,  
J. J. MORRIS,  
PHILIP HELES,  
*Committee.*

#### INSANE HOSPITAL AT CHEROKEE.

*To the President of the Senate and Speaker of the House of Representatives:*

Your joint committee, appointed to visit the Hospital for Insane at Cherokee, met at the institution on January 24, 1907, and begs leave to make the following report:

The committee would say that while the appropriation for every item recommended by the Board of Control could in our judgment be profitably used, we still think that several of the items may be omitted from the appropriation without discommoding the comfort of the inmates of the institution.

We commend the cleanly and orderly manner in which the institution is conducted.

We were impressed with one feature in the hospital which we consider on the basis of a necessity, and that is the overcrowding of its capacity. It seems to us, with the rapid annual addition of inmates, the time has come when the State should make the necessary arrangements for their proper accommodation. The institution has been overcrowded, and has been so reported by examining committees of the General Assembly. A committee reported to the Thirty-first General Assembly that an appropriation be made to begin a building to relieve the congested condition then existing. We recommend that an appropriation now be made large enough to complete and furnish such a building. We are convinced that by the time this building is completed the population of the hospital will have increased to a number sufficient to fill this new building to its capacity. In this connection we think it proper to state that the plant is abundantly equipped to furnish a new building with the necessary heat and water without extra expense on account of these items

There are, however, minor items which we regard as necessary, as follows:

Concerning the item of painting, we regard that inside painting is necessary, but can be dispensed with at this time. The outside painting

of the metal portions of the building we deem necessary, as the same have not been painted since the buildings were completed. This is imperative on account of the present condition.

We found the institution fairly accommodated with carpets and rugs, which have been in use in nearly every instance for about five years and which are, so far as we examined, in a worn and unsatisfactory condition. We believe a small appropriation should be made for this item at this time.

We believe that the amount asked for by the Board should be allowed for books and periodicals.

After having examined the institution and its needs as thoroughly as possible in the time at our command, we unhesitatingly recommend the following appropriations for the institution as being in our judgment urgently necessary at this time:

|                                      | Amount<br>Recommended. |
|--------------------------------------|------------------------|
| For infirmary and equipment.....     | \$125,000.00           |
| For painting .....                   | 2,000.00               |
| For carpets and rugs .....           | 500.00                 |
| For books and periodicals .....      | 500.00                 |
| For contingent and repair fund ..... | 10,000.00              |
| Total .....                          | <u>\$138,000.00</u>    |

GEO. KINNE,  
W. C. KIMMEL,  
W. W. McELBATH,  
CHAS. YOUDE,  
H. L. PIERCE.

*Committee.*

#### HOSPITAL FOR INEBRIATES AT KNOXVILLE.

*To the President of the Senate and the Speaker of the House of Representatives of the Thirty-second General Assembly:*

Your joint committee, appointed to visit the State Hospital for Inebriates at Knoxville, begs leave to make the following report:

Dr. W. S. Osborn, superintendent of the hospital, although comparatively a young man, has had extensive experience in some of the charitable institutions of this and other States, and the committee believe he is thoroughly equipped and competent to discharge the duties of superintendent.

We visited the hospital January 24, 1907, and found that the institution invoiced, June 30, 1906, about \$150,000, all told. On a tour of inspection of all the buildings, we found them in very excellent sanitary condition. Cleanliness appeared in all quarters and we were especially impressed by the good order of things in general. The old building that was abandoned by the Industrial School for the Blind we found in good repair; it is used for a dining room and kitchen and the Chapel is located in the north wing. It will accommodate about one hundred inmates. Only those who are easily managed are allowed in this part.

We find that the Board of Control have erected an Administration Building which meets all requirements. They have, also, a Detention

Building with three floors and a basement, built of brick, stone and cement; it is fireproof. The windows are barred and it makes a very safe retreat for dangerous characters.

They have a substantial power-house constructed of brick, stone and cement. It is equipped with boilers, dynamos and engines ample for the needs of the institution. The new farm barn, just built at a cost of \$4,000, has a brick basement and is modern in every respect.

The water question is solved. They have two wells 350 feet deep, finished in the limestone rock. They were started with eight and finished with six-inch casings. The wells test 1,700 gallons of water per hour. It is of good quality, being about neutral. We deem it advisable to erect a standpipe so that sufficient fire protection could be had in case of emergency. The sewage plant installed last year appears to be working satisfactorily.

We find that but little of the land is fenced sufficiently well to turn live stock. We would recommend to the State Board that this improvement be made as soon as possible.

There are one hundred and sixty-three acres of land connected with the hospital. Some of this is very level and needs tile drainage; other parts are somewhat rough, especially the last tract acquired, it having had a race track on it at one time and it will take some work to level it down. The question of more land for agricultural purposes is a vital one. It is our opinion that there should be fields enough to accommodate as much live stock as it is practical for the institution to keep. We believe they should produce their own meats; therefore we recommend the purchase of a tract of land for a hog pasture. It is our opinion that the purchase of more land will be instrumental in the future development of the hospital.

Knoxville is without doubt the Eldorado of Iowa for those who fall by the wayside.

The hospital has a capacity of two hundred and twenty-five. We found about one hundred and fifty inmates, with nothing to do but pass the time away and grow fat at the expense of the State. The superintendent informs us that it costs about \$23 per capita per month to maintain it in its present method of procedure. About seventy-five per cent of the inmates are able-bodied men and are capable of doing work enough to pay their way. We would recommend that labor of some kind be furnished to those who are able to work. We would suggest the purchase of a tract of land to the north of the buildings that will afford a stone quarry. Pulverized rock would be merchantable for macadamizing purposes.

The superintendent informs us that about ten per cent of the cases committed receive permanent benefit. There is an element that is sent to the hospital that does not come under its jurisdiction. A great many hardened criminals who have been in the penitentiary, who are termed "sleepers" around the cities, are sent there to be rid of them. The influence these persons have on young fellows who have gone wrong for the first time is not the best, and we recommend that this class of patients be sent to other places.

We, your committee, recognize the fact that the institution is a new one. That all of its departments have not been developed as would

seem practical. We have the utmost confidence in the Board of Control to adjust things to a practical business basis as soon as possible.

\* We would recommend the appropriations asked for by the Board.

|                                             |                     |
|---------------------------------------------|---------------------|
| For land .....                              | \$ 10,000.00        |
| For additional fire protection .....        | 500.00              |
| For fencing .....                           | 500.00              |
| For walks and improvements of grounds ..... | 500.00              |
| For telephone system, additional .....      | 500.00              |
| For contingent and repair fund .....        | 2,000.00            |
| <b>Total .....</b>                          | <b>\$ 14,000.00</b> |

J. A. MCKLVEEN,  
WARD WILSON,  
J. M. FENN,  
L. L. TAYLOR,  
*Committee.*

#### PENITENTIARY AT FORT MADISON.

*To the President of the Senate, the Speaker of the House, and the Members of the Thirty-second General Assembly:*

Your joint committee, appointed to visit the State Penitentiary at Fort Madison, respectfully submits the following report:

During the day of January 24th, we visited every department of that institution. We found that the State possesses but four acres of ground, which lay in front of the Warden's residence, for the purpose of producing food for the convicts. Another piece of land of the same size and adjoining and lying between it and the river, the Board of Control recommends the State to purchase. This recommendation meets the approval of your committee. It could be used to great advantage to produce vegetables for the convicts and also furnish out-door labor for them. Parties might purchase the property and use it for purposes that would be a great detriment, not only to the appearance of the prison but might become an actual nuisance. We understand this land can be gotten for \$4,000.00 which, in our estimation, would be reasonable.

The Board recommends the purchasing of more land and asks \$12,000.00 for that purpose. We are informed that land about a mile from the prison could be gotten for \$100.00 an acre. We believe such an investment would be economy and bring in good returns. A number of cows could be kept, food raised for them and milk supplied for the convicts. It is now supplied entirely by milk dealers. The farming and care of the stock could all be done by the convicts and give them healthy out-door employment.

The new hospital is completed and in use. It is occupied by five convict patients, who are getting as good care and careful attention as patients in private or public hospitals.

We are much pleased with the water supply furnished from wells less than one hundred feet deep. It is abundant for every want of the institution and is superior for drinking use. We have to say in regard to the cell house what every visiting committee has said for a number of years: it is not what it should be for the conditions of health. It is

more than a half century old, except the top row of cells. The cells are narrow, three feet and three inches wide, and scarcely seven feet high. They are built of stone and absorb moisture and at times are necessarily damp. Any material that will absorb moisture will retain the germs of disease and consequently increase the risk of health. The mortar between the stones breaks and crumbles and leaves places for the lodgment of dust that might float in the air or dirt of various kinds could accumulate in such places regardless of the most scrupulous care and cleanliness. We recommend that a new cell house be built. A portion of our committee thinks the amount asked for could not be used for that purpose within the next biennial period, as there is much preparatory work to be done before such an enterprise could be begun. Such a building would have to be built outside the present inclosure, as there is no room for it within the walls as they now stand. So a new wall will have to be built, enlarging the grounds as they now are. And at the north end, there is a hill forty or more feet high, a portion of which has to be removed to give place to the wall. The State architect says that the removing of a sufficient portion of the hill, the building of the wall can be done by the middle of the coming summer. If so, probably the entire amount, \$90,000, can be expended for the purpose wanted within the coming biennial period. While we do not wish to impede in any way the construction of this much-needed improvement, probably it would be well to recommend the amount asked for and, if not expended within the biennial period, the remainder could be carried to the next period.

We are surprised at the energy exhibited by the convicts at their work. They are making furniture and farm and garden implements. Each one worked as though financially interested and we soon learned that they were not partners, but sharing in the dividends. They are paid for over work; one convict told us he made \$20 per month in that way. A member of the Board of Control said that some of them make as high as \$28 per month. Such an arrangement has an admirable effect upon the discipline and morals of the inmates of our penitentiary. The classification as to deportment also goes a great way in stimulating the convict in being obedient and subject to discipline. Those who have the least respect for the rules are obliged to wear the striped suits and are denied privileges that others enjoy. The next are required to dress in checked suits, and the best in plain gray. We were assured that these methods have made the management of the penitentiaries much easier, and we could not but conclude that if the State would adopt the indeterminate sentence, it would again be making a step upward and forward in our criminal management.

We were pleased to have the privilege of attending the night school for the convicts, at which attendance is not compulsory. About a hundred and sixty were enrolled, but the school room is not sufficient to accommodate but sixty. They exhibited more interest in their studies than is exhibited in our public schools. A convict was their teacher, and when a question was asked, many hands went up volunteering an answer. There was no distinction in color; blacks and whites sat side by side, and each seemed equally interested. We think some way should be provided for more school room. What those men store up from their

books, while there, will go a long way toward making them better men, and confinement in prison without changing the character for good of the one confined is useless.

The chapel was undergoing repairs and was being enlarged. The Chaplain said the inmates took much interest in the services and that they exerted a healthy influence. They are compelled to attend such services.

An excellent library of over 6,000 volumes is provided for the inmates and they make excellent use of it, we were told.

The State hires about four hundred of its convicts to manufacturing companies at sixty cents per day. To your committee, this does not seem as much as it ought to be. The State feeds, clothes, and lodges the convicts, and the companies employing them get as much work from each one as though they were paying from \$1.50 to \$3.00 for free labor, which is not easy to get, even at those figures. We see no reason why the State should not get approximately at least what free labor commands.

The Warden, we believe, to be the right man in the right place and we have no criticism to make on the discipline of the institution or the management of the State's property. Warden Jones has had command of the institution for thirteen years and of the various committees that have visited there in that time, each had words of commendation for his services. His annual salary is \$2,000 per year, without perquisites. Before the Board of Control came into existence, the Warden had his house help from some handy convict. The Board of Control decided that was a perquisite and that the Warden must afterwards pay for such help. He also is compelled to furnish his own table supplies, if no special appropriation is made for that purpose. The committee of the Twenty-sixth General Assembly recommend that \$250 be allowed for that purpose. Other committees recommended that \$500 be allowed. These recommendations were made when the Warden was getting his house help from the State, so he really then was getting more for his services than he now is. Your committee recommends that his salary be increased to \$3,000 per year and that he furnish his own table and house help. After a limited investigation as to the salaries of Wardens of penitentiaries of other States, we think this recommendation reasonable. The appropriation of \$2,000 for transportation of prisoners asked for, we believe is the least that should be allowed. The committee of the Twenty-sixth General Assembly recommended \$4,500 for that purpose and \$7,500 for contingent fund. The amount for the latter purpose, \$5,000, now asked for, should be granted.

HENRY YOUNG,  
FRED N. SMITH,  
*Part of Senate.*

WM. WELDEN,  
HENRY RITTER,  
G. A. FEELY,

PENITENTIARY AT ANAMOSA.

*To the President of the Senate and Speaker of the House of Representatives of the Thirty-second General Assembly:*

Your joint committee, appointed to visit the State Penitentiary at

Anamosa, beg leave to submit the following report and recommendations:

Immediately upon our arrival at the penitentiary, Warden Barr took us in charge, and we proceeded to look into the condition, management and requirements of the institution, and we made as thorough an investigation and inspection of the management, grounds, buildings and quarries, as our limited time would permit. We consider the management, system and discipline to be of the very highest order; the grounds, buildings and equipments are in excellent condition. The new cell house is not yet complete, but will be soon. We also found that the floor of the dining room would be completed in a short time; it is of dressed stone, and will last for generations. We find the prison would be admirably adapted for a reformatory, in case the State should adopt the reformatory plan. We think there is sufficient room to accommodate all who might come there. We are also of the opinion that the prisoners should be provided with work, and in order to do this, we would recommend the appropriation for the extension of the printing department, and we would also recommend that the prisoners be taught trades, so that when they are paroled or discharged from the institution, they may be competent to earn a livelihood for themselves.

We found Warden Barr and assistants, gentlemen in every respect, and they are highly esteemed by the prisoners themselves. There seems to be a reciprocal feeling existing between the Warden and those over whom he has charge.

We recommend that the following amount be appropriated as scheduled below:

APPROPRIATIONS ASKED FOR BY THE BOARD OF CONTROL.

|                                                  | Amount Asked. |
|--------------------------------------------------|---------------|
| For salaries of foreman .....                    | \$ 8,000.00   |
| For addition to printing and binding outfit..... | 5,000.00      |
| For completing cell bank .....                   | 3,000.00      |
| For Deputy Warden's office .....                 | 1,500.00      |
| For roof for old boiler room .....               | 2,000.00      |
| For derrick supplies .....                       | 1,200.00      |
| For lime and cement .....                        | 1,500.00      |
| For transportation of discharged prisoners.....  | 1,500.00      |
| For tools for shop and quarry .....              | 600.00        |
| For freight on stone .....                       | 1,000.00      |
| For powder and fuse .....                        | 500.00        |
| For sewer pipe .....                             | 400.00        |
| For contingent and repair fund .....             | 5,000.00      |
| Total .....                                      | \$ 31,200.00  |

D. W. TURNER,  
THOS. LAMBERT,  
JOHN McALLISTER,  
A. F. N. HAMBLETON,  
OTIS H. HOLMES.

*Committee.*

## STATE NORMAL SCHOOL AT CEDAR FALLS.

*To the Thirty-second General Assembly of Iowa:*

Your committee, appointed to visit the State Normal, respectfully report that all the members of the committee met at Cedar Falls on Thursday morning, January 24th, and went immediately to the school. We first visited the auditorium, where we found practically the entire student and faculty membership assembled for chapel exercises. The deep-seated earnestness, the evidence of a purpose to obtain an education rather than to have a "lark of a time" in spending the "Governor's" money, so apparent in the faces of the young people, was an inspiration to the members of the committee. A general air of studiousness and decorum was everywhere manifest, and the notion (now apparently somewhat old foggyish) that education is a matter of labor and discipline and not a matter for purchase or inheritance, seemed to prevail in the school. The affection in which the president of the school is held and the exalted life he lives before and among the young people are important elements in character building.

We found not only in the student body these pleasing evidences of high purpose and good work, but there is about the whole institution a sort of general set or character, a sort of "spick and span" fitness in the arrangement and proportions, the general scheme of the buildings, grounds and equipments, including cleanliness, sanitation, athletics, and calisthenics, that at once strikes the eye and engrosses the thought of the interested observer. A superb plan for a great school seems to have been conceived by somebody and its accomplishment appears to be nearing completion. The present millage allowed the school will doubtless construct and equip the additional buildings necessary to work out this plan.

We found the library and museum in cramped and inadequate quarters. The purpose of the trustees is the immediate construction of a building to cover these two important interests of the school. We examined the plans for the proposed building and they meet with our approval. We therefore recommend that the trustees be authorized to construct the building as contemplated as a new home for the library and museum.

One of the ambitions of the management is to keep all the rooms and hallways as clean as possible, for the health and comfort of all concerned. To accomplish this result, new cement walks and paving are necessary. The location and extent of these proposed walks and paving were pointed out to the committee, and we are of the opinion that the appropriation asked by the trustees for these purposes should be made. The amount asked for library and librarians' salaries is also reasonable and should be allowed.

Respectfully submitted,

A. C. WILSON,  
SHIRLEY GILLILLAND,  
F. F. JONES,  
L. W. INMAN,  
C. W. MILLER,

*Committee.*

## STATE UNIVERSITY AT IOWA CITY.

*To the President of the Senate and the Speaker of the House of Representatives of the Thirty-second General Assembly:*

Your joint committee, appointed to visit the State University of Iowa at Iowa City, beg leave to submit the following report:

Your committee desires to congratulate the people of the State on the apparent advancement of the University in all lines and departments of its educational work. Its attendance for the year 1904-'05 was 1,560 and for 1905-'06 was 1,815, an increase of eighteen per cent, being a greater per cent of increase than that of any school of like rank and character in the United States. The increase so far this year is over two hundred, the proportionate increase being about the same as that of last year. With this great increase in attendance, the University in all departments is overcrowded, notwithstanding the substantial new buildings that have been erected the past few years. The completion of the new Science building will give relief to some of the departments. The registration, in some instances, has had to be refused on account of lack of room. We think the University is as well managed as the means at command and the system now in vogue will permit, and we feel that the University has become one of the foremost universities of this country. We are particularly gratified with the large and substantial growth of the Graduate College which is the apex of all University work. The enrollment in the Graduate College is larger than that of any of the Western States, exceeding that of Michigan, Wisconsin, Illinois, Missouri, Nebraska and Minnesota.

Of the sixty-three leading institutions having different departments in this country, the College of Liberal Arts, as to attendance, stands seventh in size; the College of Law, fourth in size; the College of Medicine, homeopathic and regular combined, stands third in size; the College of Dentistry is first in size; the College of Pharmacy, seventh in size, and the Graduate College, second in size. The summer session, which is a six weeks' term, particularly for high school teachers, principals and superintendents, stands fifth in size in students of Collegiate grade. The summer school last year had two hundred and eighty-two students. The total expenditure for the summer school was \$5,546.93. The tuitions received in the summer school was \$1,800.00.

The average cost to the State of the education of one student at the University this year will be \$97.85. This is calculated on the basis of the annual support fund from the State of \$205,500.00 and an attendance of twenty-one hundred, which is the probable number at the end of the year. The average tuition received from students this year will be \$28.56, as closely as can be calculated. The average room rent paid by the students is \$6.00 per month, approximately. The average rate of board is \$2.75 per week.

The Board of Regents of the University have submitted to us an itemized statement of the amounts asked in the way of appropriations, which we herewith insert, and is made a part of this report, namely: Askings from the Thirty-second General Assembly:

Annual appropriations—  
 Additional annual support.....\$ 60,000 \$ 120,000

|                                                                                                 |                   |                   |
|-------------------------------------------------------------------------------------------------|-------------------|-------------------|
| Additional annual, repair and contingent.....                                                   | 2,500             | 5,000             |
| Library annual .....                                                                            | 10,000            | 20,000            |
|                                                                                                 | <u>\$ 72,500</u>  | <u>\$ 145,000</u> |
| Balance carried over.....                                                                       |                   | \$ 145,000        |
| Special appropriations—                                                                         |                   |                   |
| Land for women's dormitory.....                                                                 | \$ 15,000         |                   |
| Land .....                                                                                      | 60,000            |                   |
| Equipment of new Science building, new wing of University hospital, and steam laboratories..... | 45,000            |                   |
| Equipment and supplies.....                                                                     | 30,000            |                   |
| Women's building, and equipment of same.....                                                    | 125,000           |                   |
| Paving and sidewalks.....                                                                       | 5,000             |                   |
| Improvement of grounds.....                                                                     | 8,000             |                   |
| Mechanical stokers, and coal and ash-conveying machinery .....                                  | 10,000            |                   |
|                                                                                                 | <u>          </u> | <u>\$ 298,000</u> |
| Total askings for the biennium.....                                                             |                   | \$ 443,000        |

The present annual appropriations already fixed by law for the University amounts to \$205,500. We feel that at the present time there should be no additions to the annual appropriations, but whatever appropriations are made by this General Assembly should be special appropriations. We feel that the time is soon at hand when the support of the three educational institutions will be on the millage basis. The Legislature of Michigan, now in session, has increased the millage tax for the support of their Universities from one-fourth mill to one-half mill, thus doubling their appropriation, but we make no recommendations for the millage tax for support by this General Assembly.

The first consideration that the University should receive is that of its support fund; without it, the University would be unable to exist. The large and gratifying growth of the University has necessitated, and will continue to necessitate, a much larger support fund. We feel that the asking of \$120,000 additional for support is likely to be all needed before the end of the biennium, but when we take into consideration the many demands on the available funds at the disposal of the General Assembly, we have concluded to recommend a curtailment of this asking of \$10,000, and we therefore recommend a special appropriation of \$110,000 for support for the ensuing biennium, and we ask that there shall be no curtailment of this amount, as we feel assured that all of this will be needed.

We would recommend a special appropriation of \$5,000 for repair and contingent. We would recommend an appropriation of \$15,000 for library fund support. (The appropriation last year was \$5,000). We find that this appropriation was altogether too small to meet the needs of the University.

As for the special appropriations asked, the first item, "land for women's dormitory," we do not recommend. The second item, "land, \$60,000," we find that among the first buildings proposed to be erected out of the millage tax (five years' millage tax voted at last session), is a Law building, which is needed. There is no proper location for such building on the land now owned by the University. To secure the

proper site for the Law building will necessitate an expenditure of from \$20,000 to \$25,000. There are other tracts of land needed by the University in the near future, which at the present time can be purchased at a reasonable price, aggregating about \$20,000. This land is situated immediately west of the present campus and is needed to make the campus compact and complete in that direction. We therefore recommend an appropriation of \$40,000 for land.

The third item, "equipment of the new Science building, new wing of University Hospital, and steam laboratories, \$45,000." The equipment of the new Science building will be extensive. The furnishings for the library will be moved to the Science building when completed. The furnishings for the library, including general library room, shelving and stack room will cost about \$10,000. The equipment of the Biology and Natural History Museum and of the Assembly room, having a seating capacity of thirteen hundred, and the equipment for the hospital will greatly exceed the amount asked for, \$45,000. We therefore unanimously recommend an appropriation of \$45,000.

The next is a request for \$30,000 for general equipment throughout the whole University. Under this head will include the equipment of the Law building of \$10,000 or \$12,000; additional equipment for the different laboratories, and equipment for other departments. We think the request reasonable and would recommend a special appropriation of \$30,000.

The next request is for "\$125,000 for Women's Building and equipment of same." There are now between six hundred and seven hundred women in attendance at the University. The claim is made that proper accommodations for room and board can not be given to all of this number. The proposed Women's Building would accommodate about one hundred and would render accessible to many others the accommodations as to board in the large dining-room in the proposed building. It is claimed that better care and oversight of the young women attending the University could be made possible by the University. The Regents do not think they have any right, under the provisions of the law, to take any part of the millage tax for the construction of the Women's Building. While there is much to be said in favor of the Women's Building, we feel that the available funds will not permit this appropriation. We therefore do not recommend this appropriation for Women's Building or land therefor at this time.

The next item, "\$5,000 Paving and Sidewalks." We think this appropriation necessary and the amount asked very moderate. Provision has been made by the city of Iowa City to pave certain streets on which the University grounds abut, and the work is held up until provision is made by the State to pay its proportionate share of the expense of such paving, amounting to \$3,000 and upwards, and about \$2,000 will be required for necessary cement walks on the University grounds. We, therefore, recommend that an appropriation of \$5,000 be made.

As to the request for \$8,000 for the improvement and upkeep of the University grounds, we find that there is considerable grading to be done on the campus, and around the proposed Law Building and on property that has been purchased the past few years, and for the planting and care for shrubbery and trees, that will necessitate a considerable expense. While the amount asked for, \$8,000, is probably not excessive

and in time will be needed, yet considering the limited funds at the disposal of this General Assembly, your committee would recommend an appropriation of \$4,000 for the improvement of the grounds.

The last request, \$10,000, for Mechanical Stokers at the general power house. As a business proposition, we feel like recommending this appropriation. The firing is now all done by hand. All experts agree that there is a great material saving in mechanical stoking. The manufacturers will install stokers and guarantee a saving of ten per cent over hand firing, and on this basis the cost would be paid by the saving in the expense in three and one-half years. Many power plants now have mechanical stokers, but we make no recommendation as to this request for \$10,000.

PROPOSED NEW BUILDINGS.

The Board of Regents propose to erect the following buildings:

|                                                    |           |
|----------------------------------------------------|-----------|
| Addition to Engineering Building, estimated cost.. | \$ 60,000 |
| Law Building .....                                 | 125,000   |
| Physics Building .....                             | 150,000   |

These buildings to be erected out of the Millage tax voted at the last session of the Legislature.

The following is a statement of the receipts and disbursements of the University for the year 1905-06, by funds:

RECEIPTS.

|                                                  |              |
|--------------------------------------------------|--------------|
| Income Fund .....                                | \$293,760.27 |
| Building Tax Fund.....                           | 130,025.00   |
| Engineering Building Fund.....                   | 37,500.00    |
| Special Land Fund.....                           | 19,908.00    |
| Repair and Contingent Fund.....                  | 7,500.00     |
| Equipment and Supplies Fund.....                 | 10,000.00    |
| Paving and Sidewalks Fund.....                   | 4,000.00     |
| Tunnel and Extension Fund.....                   | 5,000.00     |
| Library Fund .....                               | 10,000.00    |
| Dam and Water Power Fund.....                    | 10,000.00    |
| Donated Land Fund.....                           | 331.79       |
| A. Whitney Carr Free Scholarship Interest Fund.. | 2,512.31     |
| F. O. Lowden Oratory Prize Interest Fund.....    | 175.00       |
| William Jennings Bryan Prize Interest Fund.....  | 12.50        |

|                                                                 |              |
|-----------------------------------------------------------------|--------------|
| Total income from all sources, for purposes,<br>1905-1906 ..... | \$530,724.87 |
|-----------------------------------------------------------------|--------------|

EXPENDITURES.

|                                    |              |
|------------------------------------|--------------|
| Income Fund .....                  | \$278,720.49 |
| Library Fund.....                  | 10,346.11    |
| Building Tax Fund.....             | 120,791.76   |
| Natural Science Building Fund..... | 2,556.74     |
| New Medical Buildings Fund.....    | 433.18       |
| Equipment and Supplies Fund.....   | 10,736.05    |

|                                                  |           |
|--------------------------------------------------|-----------|
| Equipment Fund, New Medical Buildings.....       | 1,221.50  |
| Repair and Contingent Fund.....                  | 7,345.30  |
| Special Land Fund.....                           | 20,170.11 |
| Tunnel and Extension Fund.....                   | 5,090.32  |
| Paving and Sidewalks Fund.....                   | 1,137.55  |
| Dam and Water Power Fund.....                    | 8,441.43  |
| A. Whitney Carr Free Scholarship Interest Fund.. | 2,130.00  |
| F. O. Lowden Oratory Prize Interest Fund.....    | 150.00    |
| Engineering Building Fund.....                   | 46,790.80 |

Total expenditures, 1905-1906..... \$516,061.34

The following is a summary of the recommendations of the Committee:

SPECIAL APPROPRIATION FOR THE BIENNIUM.

|                                                                                                    |              |
|----------------------------------------------------------------------------------------------------|--------------|
| Additional Support .....                                                                           | \$110,000.00 |
| Additional Repair and Contingent.....                                                              | 5,000.00     |
| Library .....                                                                                      | 15,000.00    |
| Land .....                                                                                         | 40,000.00    |
| Equipment of New Science Building, new wing of University<br>Hospital, and steam laboratories..... | 45,000.00    |
| Equipment and Supplies.....                                                                        | 30,000.00    |
| Paving and Sidewalks.....                                                                          | 5,000.00     |
| Improvement of Grounds.....                                                                        | 4,000.00     |

Total recommendations for the Biennium.....\$254,000.00

Your committee would further report that they visited the site purchased by the Board of Control for the Tuberculosis Hospital, located about six miles north and west of Iowa City. We think the Board of Control should be commended in selecting so favorable a location for the proposed Hospital. The land, consisting of two hundred and eighty acres, is high and dry and easily drained and suitable water available at reasonable depth. The site is located on the Cedar Rapids and Iowa City and Interurban Railway and is easily accessible to the State Bacteriological Laboratory at Iowa City. The service of which Laboratory will be available to the proposed Hospital and a large expense to the State thereby saved.

We would further report that we inspected the Bacteriological Laboratory in connection with the University. During the first year of its existence, the Bacteriological Laboratory examined 3,580 specimens, the second year 5,199, the past quarter 2,625, so that the total number for the third year is likely to be more than 10,000 specimens. Under the efficient direction of the present Bacteriologist the Laboratory has been of great service to all portions of the State. The value of the work done during the quarter amounts to \$9,523 based on commercial laboratory rates, or more than \$38,000 per year. The Laboratory is receiving \$3,500 annually from the State. This amount will be exhausted by April 1, 1907. The increase of work annually is about 100 per cent and as soon as the Tuberculosis Hospital is opened, the work will be greatly increased. We have given the matter careful consideration and would recommend an annual appropria-

tion of \$7,000 for the Laboratory. No appropriation can show as great returns as that made to the State Bacteriological Laboratory.

Respectfully submitted,

BYRON W. NEWBERRY,  
E. P. MCMANUS,  
J. H. LOWREY,  
GEO. A. KELLOGG,  
GEO. E. GRIER.

*Committee.*

AGRICULTURAL COLLEGE AT AMES.

*To the President of the Senate, Speaker of the House, and Members of the Thirty-second General Assembly of the State of Iowa:*

Your joint committee, appointed to visit the Iowa State College of Agriculture and Mechanic Arts, beg leave to submit herewith the following report:

Your committee all personally visited the College in a body on January 23, 1907, and spent the entire afternoon and the following day in making an investigation of this great institution.

We found that the institution has made a very gratifying increase in attendance during the present year and that there are nearly two hundred more students enrolled at this time than there were one year ago. The institution has made a most gratifying progress in all lines of work, and it is one that reflects credit not only upon its officers and the management, but the State of Iowa as well.

Your committee was impressed with the fact that while the amount of money already expended upon the institution is large, its immediate demands are great, and that it deserves the cordial support of the citizens of Iowa, and particularly of the General Assembly.

The following is a statement of the amounts requested by the Board of Trustees, and for which appropriations are desired at this time:

ADDITIONS TO ANNUAL SUPPORT FUNDS.

|                                     |           |
|-------------------------------------|-----------|
| Educational support fund.....       | \$ 25,000 |
| Equipment fund.....                 | 20,000    |
| Engineering experiment station..... | 2,500     |

DIRECT APPROPRIATIONS.

|                                                                                  |            |
|----------------------------------------------------------------------------------|------------|
| For completion of heating plants, tunnels, etc.....                              | \$ 100,000 |
| For improvement of water system.....                                             | 10,000     |
| For new engineering shop.....                                                    | 10,000     |
| For remodeling old Engineering Hall for Structural and Hydraulic Laboratory..... | 10,000     |
| For General Engineering Laboratory building.....                                 | 30,000     |
| For dairy and poultry farm equipment.....                                        | 8,000      |
| For Margaret Hall addition.....                                                  | 45,000     |
| For pure bred stock.....                                                         | 10,000     |
| For walks and grading.....                                                       | 10,000     |

|                                                  |            |
|--------------------------------------------------|------------|
| For furnishings for the Hall of Agriculture..... | 30,000     |
| For Summer School of the year 1908.....          | 5,000      |
| Total direct appropriations.....                 | \$ 268,000 |

## EDUCATIONAL SUPPORT FUND.

Your committee found that there has been an increase in attendance of 225 students and that an additional amount is necessary for the educational support fund. We were not able to determine to a nicety just how much of an increase in the support fund is necessary, but your committee concluded after its investigation to recommend that a direct appropriation of \$30,000 for the educational support fund be made, \$15,000 of it to be available for the school year commencing in the fall of 1907, and the other \$15,000 to be available for the school year commencing in the fall of 1908.

## EQUIPMENT.

Your committee is of the opinion that it is highly desirable that a large increase in the equipment be made. The wear and tear upon equipment in an institution of this sort is necessarily large and many of the scientific instruments are costly, consequently a thousand dollars does not add very materially to the equipment of the College. Your committee has decided to recommend that a direct appropriation of \$20,000 be made for the purpose of purchasing additional equipment.

## ENGINEERING EXPERIMENT STATION.

Your committee is of the opinion that in view of the financial condition of the State and the large demands upon the public treasury that no additional appropriation should be made at this time for the Engineering Experiment Station.

## HEATING PLANT.

We found that the buildings upon the westerly half of the campus are connected by a tunnel system, in which are placed pipes for the heating of the several buildings. The heat for these buildings is now supplied by a plant at the west end of the campus. This plant also provides the steam for the pumping of the water from the deep well and for the operation of the electric light and power plant. This light plant is of an obsolete type and its use should be abandoned as soon as the same can be done with advantage to the State. The remainder of the large buildings are heated by boilers that are placed in small frame buildings in the rear of the large buildings. The College has recently erected a large building to be used for the purpose of heating all of the College buildings. This building at the present time is supplied with one boiler, and there is in process of installation one electric lighting and power unit. A second unit is highly desirable, as is also an equipment of boilers. It is estimated that about \$54,000 will be required for the purpose of completing the tunnel system and installing the pipes and necessary electric wires therein. We find that a second lighting unit will cost about \$10,000, and that a system

of automatic stokers and conveyers will cost about \$10,000. These are both included in the estimate of \$100,000 that is presented by the College authorities. Your committee is of the opinion that the present lighting plant can be used for reserve purposes and that the new heating plant can be operated, for the present at least, without the automatic stokers and other appliances that are connected therewith. Under all the circumstances, your committee recommend an appropriation of \$75,000, to be used in completing the steam tunnels and supplying the new heating plant with boilers and other appliances. It will become necessary for a future General Assembly to make provision for another lighting unit, and also for automatic stokers.

#### WATER SYSTEM.

We found that the water supply at the College is inadequate to supply the demands of the College, and that some provision should be made for an increase. The principal source of supply at the present time is the deep well, and the pump that is used in raising the same is subject to frequent breakages, thereby endangering the State's property and subjecting the College management to great embarrassment. It is the purpose of the College authorities to install an air lift, and your committee is of the opinion that this is the most practical way of increasing the water supply. We therefore recommend that the request for \$10,000 to be used for this purpose be granted.

#### NEW ENGINEERING SHOP.

In the old Engineering Hall, we found the equipment of the machine shop installed. We found also that while the Engineering Department has increased several hundred in attendance that the Engineering shop is no larger now than it was when perhaps two hundred students were in the Engineering Department. We are of the opinion that justice to the Engineering Department of the College requires that a new Engineering shop shall be at once erected, and we recommend that \$10,000 be appropriated therefor.

#### REMODELING OF ENGINEERING HALL.

The Engineering Hall should be remodeled at an early date for a Structural and Hydraulic Laboratory, as the building at the present time is not in a good state of repair, and the demands of the College are such as that suitable quarters should be prepared for the structural and hydraulic work. In view of immediate necessities, however, and the great demands of other institutions, we have concluded to recommend that the request of the College authorities be not granted at this time.

#### GENERAL ENGINEERING LABORATORY BUILDING.

Your committee is of the opinion that this building should hereafter be erected from the millage tax. We do not recommend a general appropriation.

## DAIRY AND POULTRY FARM EQUIPMENT.

Your committee is of the opinion that a very considerable amount of equipment should be added to the dairy and poultry farm, and we recommend that an appropriation of \$8,000 be made therefor.

## MARGARET HALL ADDITION.

Margaret Hall is the dormitory used by the lady students of the College, and the attendance of young ladies has far outgrown the facilities afforded by this building. In the past year, a number of young women have refused to attend the College because of the fact that they could not secure accommodations in the ladies' dormitory. This is a condition of affairs that in the judgment of your committee should not be permitted long to continue. We do not believe, however, that an appropriation should be made at this time from the funds of the State, and we recommend that the College be authorized to hereafter construct the addition to Margaret Hall from the millage tax.

## PURE BRED STOCK.

We are of the opinion that a large addition to the pure bred stock of the College is necessary, and we therefore recommend that an appropriation of \$10,000 be made for that purpose.

## WALKS AND GRADING.

There is a pressing demand for the construction of a very considerable number of walks to connect the various buildings. The present walks in a large part are nothing more than cinder paths, which in bad weather fall into a deplorable state. We recommend an appropriation of \$5,000 for the purpose of constructing walks, and \$1,000 to be used for the purpose of grading.

## FURNISHINGS FOR HALL OF AGRICULTURE.

The management of the College have requested an appropriation of \$30,000, to be expended in the purchase of furnishings for the new Hall of Agriculture. This building cannot be completed before the fall of 1908. An itemized statement of the cost of the furnishings has not been provided, and in view of the fact that the building will not likely be opened very much before the session of the Thirty-third General Assembly, we do not feel that an appropriation of more than \$20,000 should be made at this time, and we recommend that the appropriation for this purpose be fixed at that amount.

## SUMMER SCHOOL.

Your committee is of the opinion that a summer school is desirable, but we do not think, in view of the large appropriations required for other purposes, that an appropriation should be made at this time.

## ANNEX TO AGRICULTURAL BUILDING.

The Board of Trustees and Dean of Agriculture presented to your committee plans and specifications for the erection of an annex to the Agricultural Building.

It is proposed to construct this annex so that an addition will be provided, having a seating capacity of about 1,000. The two lower floors of the annex it is planned to use for Laboratory purposes. At the time the contract for the building was let, an option was secured from the contractor, under the terms of which the State was given the right to have the annex erected at the price of \$60,000. The College authorities now desire to exercise this option, and have submitted the plans and specifications to your committee. We are of the opinion that the awakening interest in agricultural extension will bring to the College a very considerable increase in the number of students within the very near future. And we are of the opinion that the Agricultural Building will be crowded by the time that it is completed. We are convinced that this annex is a necessity, and we recommend that the College authorities be authorized to proceed under the terms of the contract, and to erect this building at a cost not to exceed \$60,000, the same to be paid from the millage tax provided by the act of the Thirty-first General Assembly.

SUMMARY.

|                                                    |                   |
|----------------------------------------------------|-------------------|
| For educational support fund.....                  | \$ 30,000         |
| For equipment fund.....                            | 20,000            |
| For completion of heating plant, tunnels, etc..... | 75,000            |
| For improvement of water system.....               | 10,000            |
| For new engineering shop.....                      | 10,000            |
| For dairy and poultry farm equipment.....          | 8,000             |
| For pure bred stock.....                           | 10,000            |
| For constructing cement sidewalk.....              | 5,000             |
| For grading .....                                  | 1,000             |
| For furnishings for Agricultural Hall.....         | 20,000            |
| <b>Total .....</b>                                 | <b>\$ 189,000</b> |

Respectfully submitted,

R. C. STIRTON,  
 C. G. SAUNDERS,  
*Committee on Part of Senate.*  
 JOHN LISTER,  
 B. F. FELT, JR.,  
 PAUL E. STILLMAN,  
*Committee on Part of House.*

SOLDIERS' ORPHANS' HOME AT DAVENPORT.

*To the President of the Senate and the Speaker of the House of Representatives of the Thirty-second General Assembly:*

We, your joint committee appointed to visit the Iowa Soldiers' Orphans' Home at Davenport, submit the following report:

We all met at the Home early on the morning of Thursday, January 24th, and spent the greater portion of the day in looking about the institution and in talking with the superintendent, some of the children, and others connected with the place. The sight was a revelation to all of us, and we were particularly struck with two things—the magnitude and efficiency of this great charity enterprise of the State, and the small amount of appropriation asked by the Board of Control.

There were 520 of these poor little unfortunates in the Home at the time of our visit, ranging in age from less than one year old to ten years. Very few of them were full orphans, and only about half of them half orphaned, and the fact that nearly half were the children of separated parents is a sad commentary on our social condition in this regard. We have only the highest words of praise for Superintendent Sessions and his able corps of helpers; we believe he is the right man for the place, and that he has selected his helpers with great care. The atmosphere about the place was one of kindness—it was evident on every hand. When we went into one cottage where several of the smaller tots were, they came running to the superintendent and showed their affection for him by clasping him around the legs and tugging at his trousers, and one who was hardly old enough to talk held up his chubby little fists and said "Up! Up!" Other matters had to stop until he had taken the little one up in his arms and fondled it a little bit. When we were about the place, the little boys and girls gave him a smiling greeting and showed that they were fond of him. These incidents impressed us that they were being kindly cared for—and kindness is one of the very best things in this world.

All the little folks, so far as we could notice them, acted like little gentlemen and ladies. This is an important part of any child's education. There are seventeen cottages for these little folks, each cottage family being especially cared for by a matron; there are thirty or more, in most cases, in each family, and the matron has almost continuous charge over her family, night and day, and each matron seemed fond of and kind to her little flock. The cottages and the children seemed clean and well kept—much more so, we thought, than the average home. While the children are plainly fed and plainly dressed, yet both food and clothing seemed substantial and good. We visited the main dining room at the noon hour, where all the children, except the sick ones, eat together. We were not a little chagrined to see not a single chair was provided for these little folks at the dinner table—they were compelled to sit on little backless stools. An effort is constantly made to make this home as nearly like a good, private home as possible, but in this regard we thought these little stools were out of place, and we recommend that enough money be spent by this General Assembly to buy these little folks chairs to sit on while they eat their meals.

We commend the idea of the boys and girls being taught to work, and were glad to see the boys in some of the shops and at the engine room and in the bakery and in other places learning some of the practical things of life, which will be helpful to them after a while. There is in connection with the home a big farm, which is tended by the boys. The girls are taught housekeeping, sewing, and ironing, and we believe that this manual training idea in this institution should be carried out just as far as it is possible to carry it; most of the boys and girls will have to go out and fight life's battles alone after a while and their preparation should be thorough, as far as it can be made thorough.

We were glad to see the spirit of happiness all through the home. In the dining hall, as we went about among the tables, the little folks were mostly smiling and laughing with each other and their matrons, who were waiting on them. In the ironing room, the girls were singing, and everywhere we went we came in contact with happy folks.

While we recognize this home as being a great deal better than many of the poorer homes of our State, yet we believe it is much better to get as many of these children as possible out into better homes, where they will be well cared for; while they may not be any happier in such private homes, yet we think their opportunities and development will be better in the long run, and we recommend that the Board of Control make increased effort to find such homes for these little folks, guarding with jealous care, however, that these homes be the right places, and keeping an exceeding watchful eye on the children after they do enter these private homes. If this effort is made, it will result in more room in the Orphans' Home for other children in the State who need such a place. The majority of the children in this home now come from the larger cities of the State and there is quite a large percentage of the counties of the State who do not have any children in the home at all. Without definite knowledge concerning it, yet we believe there are hardly any counties in Iowa who do not have children who would be a great deal better off in this home, and whose conditions are such as to entitle them to the privileges, but the lack of knowledge concerning this institution accounts for their not taking advantage of it. If more room is made for other outside dependent children in the way outlined above, we believe it would be well for the Board of Control to take practical steps toward telling more of the people generally through the State, by means of the newspapers or the teachers or the ministers or in any other way they may deem best, concerning this home, its conditions, and advantages and object. All of the counties of the State pay, through taxation, for this home, and reasonable effort should be made to provide that as many as possible of the dependent children of these counties should be given the advantages of the Home for their development into strong and good men and women—orphans and dependent children have a hard enough time in this world at the best.

The Board of Control has, since the drowning of one of the inmates, several months ago, made a rule forbidding the boys going swimming down at the creek; we would recommend that this rule be withdrawn and the boys given the pleasure of this natural swimming place, rather than that the State should go to the expense of putting in an artificial swimming place. As we recall our own boyish impressions, this swimming hole in the creek would be one of the greatest pleasures after all.

The public is welcome to visit this Home at any time, and we would suggest that those who have not already visited it should take advantage of the first opportunity to do so; it is really a wonderful place, and a visit to it cannot help but make one a little more sympathetic and a little more humane.

As to the appropriations, we should recommend the following, the relative importance of the various items, in our judgment, being in the order in which they are placed:

|                                      |            |
|--------------------------------------|------------|
| For contingent and repair fund ..... | \$4,000.00 |
| For painting .....                   | 1,000.00   |
| For books and periodicals .....      | 500.00     |
| For gymnasium apparatus .....        | 200.00     |
| For permanent walks .....            | 300.00     |
| For fences .....                     | 300.00     |

And we further suggest that as soon as some of the more pressing

needs of some of the other State institutions be taken care of, that the matter of a hospital for this home be taken up.

JOHN L. WILSON,  
W. D. JAMIESON,  
*Committee on Part of Senate.*  
HENRY DUNN,  
HIRAM DEWELL,  
J. D. SHAFFER,  
*Committee on Part of House.*

On motion of Clarke of Jefferson, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 16, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. A. C. Douglas of Des Moines.

Journal of Friday, February 15, 1907, corrected and approved.

The Speaker announced that, as Speaker of the House, in the presence of the House, he had signed House Files Nos. 21 and 119.

Weeks of Guthrie moved that the Chief Clerk be instructed to procure 250 extra copies of the House Journal of February 15.

Motion prevailed.

Unanimous consent having been given, Hambleton of Mahaska withdrew House File No. 172 from the Committee on Municipal Corporations and from the further consideration of the House.

## PETITIONS AND MEMORIALS.

Reitz of Lee presented petition of citizens of Fort Madison relative to House File No. 45.

Referred to Committee on Public Health.

Dewell of Cedar presented petition of residents and voters of Cedar county relative to an appropriation for a Bacteriological Laboratory.

Referred to Committee on Appropriations.

Brandes of Pottawattamie presented petition of resident taxpayers of Pottawattamie county relative to House File No. 75.

Referred to Committee on Appropriations.

Paul of Jones presented petition of voters and residents of Jones county relative to an appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Hambleton of Mahaska presented petition of druggists of Mahaska county relative to the original "Newberry Bill."

Referred to Committee on Pharmacy.

Hackler of Webster presented petition of citizens of Webster county relative to House File No. 132.

Referred to Committee on Railroads and Commerce.

LEAVE OF ABSENCE GRANTED.

On request of Heles of Dubuque, leave of absence was granted Hume of Mitchell until Monday.

On request of Clary of Chickasaw, leave of absence was granted Sparks of Wapello until Tuesday.

On request of Lister of Grundy, leave of absence was granted Offill of Jasper until Monday.

On request of Heles of Dubuque, leave of absence was granted Schoenenberger of Madison until Monday.

On request of Baird of Iowa, leave of absence was granted Corrie of Ida until Tuesday.

On request of DeMar of Davis, leave of absence was granted Cottrell of Plymouth until Tuesday.

On request of Paul of Jones, leave of absence was granted Holmes of Kossuth until Monday.

On request of Allred of Wayne, leave of absence was granted Elliott of Page until Monday.

On request of Maben of Hancock, leave of absence was granted Mann of Fremont until Monday.

On request of Greenwood of Mills, leave of absence was granted Dow of Franklin until Tuesday.

On request of Sidey of Adair, leave of absence was granted Miller of Dubuque until Monday.

On request of Marston of Cerro Gordo, leave of absence was granted Welden of Hardin until Monday.

REPORTS OF COMMITTEES.

Bixby of Delaware, from the Committee on Schools and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 222, a bill for an act to amend Section Two Thousand Eight Hundred Twenty-three-o (2823-o) of Chapter Fourteen-c (14-c) of the Supplement to the Code, relating to the distribution of books in 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.

R. J. BIXBY,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred Senate File No. 82, a bill for an act to provide for the consolidation, and change of boundaries of school districts in certain cities of the first class and other purposes incident thereto, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

R. J. BIXBY,  
*Chairman.*

Adopted.

Stillman of Greene, from the Committee on Enrolled Bills, presented the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 2, a bill for an act to amend the law which appears as Chapter Fifty-six (56), Acts of the Thirtieth General Assembly, relating to examination of insurance companies.

Also:

House File No. 32, a bill for an act amending Section Seventeen Hundred Ninety-four (1794) of the Code, relative to fraternal accident associations.

Also:

House File No. 21, a bill for an act to legalize the special election of the town of Greenfield, Iowa, held September 10th, 1906, for erection of waterworks or sewers, and voting bonds therefor.

Also:

House File No. 119, a bill for an act making an appropriation to defray the expenses of the inaugural ceremonies.

PAUL E. STILLMAN,  
*Chairman.*

Adopted.

INTRODUCTION OF BILLS.

By Hambleton of Mahaska, House File No. 267, a bill for an act to amend Section Thirteen Hundred and Four (1304) of the Code, relating to the including of life insurance policies in property exempt from taxation.

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

By Clary of Chickasaw, House File No. 268, a bill for an act to define and regulate the practice of optometry, and for creation of a board of examiners in optometry.

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

MESSAGES FROM THE SENATE.

The following messages were 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. 25, a bill for an act relative to establishing and maintaining a State Board of Health Laboratory at Iowa City.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 195, a bill for an act relating to the issuance of certificates or bonds in anticipation of special taxes by towns.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Concurrent resolution relative to adjournment on February 28th.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 169, a bill for an act relating to State documents and providing for the appointment of a document librarian and fixing his salary.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Substitute for Senate File No. 19, a bill for an act requiring manufacturers and dealers to label paints, varnishes, etc., and fixing penalties for its violation.

GEO. A. NEWMAN,  
*Secretary.*

#### CONSIDERATION OF BILLS.

House resumed consideration of House File No. 50, which was pending at adjournment on the second reading of the bill.

Ritter of Des Moines moved to amend House File No. 50 by striking out Section Two (2), being the publication clause.

Amendment adopted.

Jones of Montgomery moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Bascom, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Dewell, Doran, Dye of Decatur, Dye of Pottawattamie, Feay, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Inman, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Marston, Mason, Mercer, Moore, Morris, Paul, Reaney, Ritter, Shaffer, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Wilson, Wolfe, Youde, Mr. Speaker—60.

The nays were:

Anderson, Baird, Balluff, Bauman, Bergeson, Calkins, Darrah, DeMar, Dunn, Earle, Feely, Geneva, Hanna, Hickey, Jewell, Maben, Meredith, Miller of Bremer, Pierce, Price, Reitz, Schoenberger, Schulte, Sidey, Stewart, Sullivan, White—27.

Absent or not voting:

Arney, Corrie, Cottrell, Dodds, Dow, Drury, Elliott, Fenn, Holmes, Hume, Kellogg, Mann, Miller of Dubuque, Nix, Ofill, Schroeder, Sheldon, Smith, Sparks, Springer, Welden—21.

So the bill passed and the title was agreed to.

#### EXPLANATION OF VOTE.

MR. SPEAKER—I vote "aye" on House File No. 50 for the reason that I believe its provisions will have a tendency to perpetuate the fraternal companies now doing business in the State of Iowa and will, in time, tend to lower the premiums of such companies and thereby make the poor man's insurance cheaper.

CURRAN F. SWIFT.

On motion of Lister of Grundy, House File No. 158, a bill for an act to amend Section Twenty-six Hundred and Twenty-nine (2629) of the Supplement to the Code; Section Twenty-six Hundred and Thirty-one (2631) of the Code; and Section Twenty-six Hundred and Thirty-four-a (2634-a) of the Supplement to the Code, relating to the powers and duties of the State Educational Board of Examiners, with report of committee recommending passage, was taken up and considered.

Mr. Lister moved to amend House File No. 158 by striking out the word "Daily" from the second line of Section Four (4) of the printed bill.

Amendment adopted.

McAllister of Linn moved to amend House File No. 158 by striking out the words "it may deem" in the eighth (8th) line of Section Three (3) of the printed bill and inserting the words "shall be" in lieu thereof.

Amendment lost.

Bauman of Van Buren moved to amend House File No. 158 by striking out the word "two (2)" in line three (3) of Section Two

(2) of the printed bill, and inserting the word "one (1)" in lieu thereof.

Amendment lost.

Teter of Marion moved to amend House File No. 158 by striking out Section Four (4), the publication clause.

Amendment lost.

Teter of Marion moved to amend House File No. 158 by striking out the words "one hundred" in line six (6) of Section Three (3) of the printed bill, and inserting the word "eighty-five" in lieu thereof.

Amendment lost.

Lister of Grundy moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Darrah, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Inman, Jones, Kelley, Kendall, Lee, Lister, McAllister, McElrath, Marston, Mason, Mercer, Meredith, Moore, Morris, Paul, Reaney, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde—67.

The nays were:

Bauman, Calkins, Harding, Heles, Hickey, Kellogg, Koontz, Kull, McDonald, Maben, Miller of Bremer, Pierce, Price, Reitz, Ritter, Schroeder, Mr. Speaker—17.

Absent or not voting:

Arney, Balluff, Corrie, Cottrell, Dodds, Dow, Drury, Dye of Pottawattamie, Elliott, Geneva, Holmes, Hume, Jewell, Lowrey, Mann, Miller of Dubuque, Nix, Ofill, Sheldon, Sparks, Springer, Stoltenberg, Teter, Welden—24.

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

On motion of Lister of Grundy, House File No. 157, a bill for an act to amend Section Fifteen (15), Chapter One Hundred and Twenty-two (122), laws of the Thirty-first General Assembly, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Darrah, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Hickey, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, Marston, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, White, Wilson, Youde—75.

The nays were:

Harding, Kellogg, Teter, Mr. Speaker—4.

Absent or not voting:

Arney, Balluff, Bonwell, Corrie, Cottrell, Dodds, Dow, Drury, Elliott, Fox, Geneva, Greenwood, Heles, Holmes, Hume, Lowrey, McElrath, Maben, Mann, Miller of Dubuque, Nix, Offill, Schroeder, Sheldon, Sparks, Springer, Stoltenberg, Welden, Wolfe—29.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, Senate File No. 97, a bill for an act making an appropriation to defray the mileage and expenses of the members of various committees sent by the Thirty-second General Assembly to visit the several State institutions, with report of committee recommending passage, was taken up and considered.

Mr. Jones moved to amend Senate File No. 97 by striking out

the initials "J. A." in line fifty-five (55) of the printed bill and inserting the initials "F. N." in lieu thereof.

Amendment adopted.

Mr. Jones moved that the rule be suspended, that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Darrah, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—88.

The nays were:

Note.

Absent or not voting:

Arney, Corrie, Cottrell, Dodds, Dow, Drury, Elliott, Fenn, Harding, Holmes, Hume, Mann, Miller of Dubuque, Moore, Nix, Offill, Sheldon, Sparks, Springer, Welden—20.

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

On motion of McAllister of Linn, House File No. 209, a bill for an act to provide for the assessment and taxation of rural and farm telephone lines, and amendatory and additional to Chapter One (1), Title Six (6) of the Code of Iowa, with report of committee recommending passage, was taken up and considered.

Mr. McAllister moved to amend House File No. 209 by inserting the words "as part of the real estate" between the words

“assessed” and “by” in the second (2d) line of Section One (1) of the printed bill.

Amendment adopted.

Shaffer of Fayette moved to amend House File No. 209 by striking out Section Three (3), being the publication clause.

Amendment adopted.

McAllister of Linn moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, “Shall the bill pass?”

The yeas were:

Allred, Baird, Bascom, Bauman, Bergeson, Bixby, Bonwell, Brandes, Cassady, Conn, DeMar, Doran, Dye of Decatur, Dye of Pottawattamie, Earle, Fenn, Fox, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kellogg, Lee, Lister, McAllister, Mercer, Pierce, Price, Reaney, Reitz, Schroeder, Schulte, Smith, Stewart, Swift, Teter, Van Houten, Weeks, White, Youde—48.

The nays were:

Beery, Blackmore, Calkins, Clarke, Clary, Darrah, Dewell, Feay, Feely, Felt, Flugum, Hackler, Harvey, Kendall, Koontz, Kull, McDonald, McElrath, Meredith, Miller of Bremer, Morris, Paul, Ritter, Schoenenberger, Sidey, Stoltenberg, Sullivan, Swan, Webster, Wilson, Wolfe, Mr. Speaker—32.

Absent or not voting:

Anderson, Arney, Balluff, Corrie, Cottrell, Dodds, Dow, Drury, Dunn, Elliott, Harding, Holmes, Hume, Lowrey, Maben, Mann, Marston, Mason, Miller of Dubuque, Moore, Nix, Ofill, Shaffer, Sheldon, Sparks, Springer, Stillman, Welden—28.

So the bill was lost.

Paul of Jones moved that House File No. 71, Calendar No. 68, be indefinitely postponed.

Motion prevailed, and the bill was indefinitely postponed.

Geneva of Keokuk moved that the House recall House File No. 96 from the Senate.

Motion prevailed, and the recall of the bill was ordered.

On motion of Lee of Emmet, House File No. 140, a bill for an act to regulate the conduct of all employment offices or bureaus where a fee is paid for service in securing employment, with report of committee recommending passage as amended, was taken up, considered and the report of the committee, with amendments, adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Darrah, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Lee, Lister, McAllister, McDonald, McElrath, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Corrie, Cottrell, Dodds, Dow, Drury, Elliott, Harding, Holmes, Hume, Kull, Lowrey, Mann, Miller of Dubuque, Nix, Ofill, Sheldon, Sparks, Springer, Welden—19.

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

On motion of Clary of Chickasaw, House File No. 242, a bill for an act to legalize the submission to the electors of Chickasaw county, Iowa, the question, viz: Shall the board of supervisors of Chickasaw county, Iowa, be empowered to expend and ap-

propriate a sum not to exceed Twenty-five Thousand Dollars (\$25,000) for the erection of a poorhouse for Chickasaw county, Iowa? with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Darrah, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Conn, Corrie, Cottrell, Dodds, Dow, Drury, Earle, Elliott, Harding, Holmes, Hume, Lister, Mann, Miller of Dubuque, Nix, Ofill, Sheldon, Sparks, Springer, Welden—20.

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

On motion of Brandes of Pottawattamie, House File No. 94, a bill for an act to provide for the admission of deaf and dumb persons to the School for the Deaf at Council Bluffs, and the maintenance thereof (amendatory of Chapter Eleven (11), Title Thirteen (13) of the Code, relating to the School for the Deaf), with report of committee recommending passage as amended by substitute, was taken up, considered, and the report of the committee, with substitute as amended, adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Darrah, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Corrie, Cottrell, Dodds, Dow, Drury, Elliott, Felt, Fox, Harding, Holmes, Hume, Lister, Maben, Miller of Dubuque, Nix, Ofill, Schoenenberger, Sheldon, Sparks, Springer, Welden—21.

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

On motion of Clary of Chickasaw, the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

#### PETITIONS AND MEMORIALS.

Hackler of Webster presented petition of resident taxpayers of Webster county relative to House File No. 75.

Referred to Committee on Appropriations.

Weeks of Guthrie presented petition of resident taxpayers of Guthrie county relative to House File No. 75.

Referred to Committee on Appropriations.

Sullivan of Polk presented resolutions of Trades and Labor Assembly of Des Moines relative to House File No. 45 and Senate File No. 33.

Referred to Committee on Public Health.

Clarke of Jefferson presented petition of citizens of Jefferson county relative to the establishment of State Agricultural High Schools.

Referred to Committee on Appropriations.

#### LEAVE OF ABSENCE GRANTED.

On request of Schulte of Clayton, leave of absence was granted Sidey of Adair until Monday.

On request of Hackler of Webster, leave of absence was granted Harding of Woodbury until Wednesday.

On request of Clary of Chickasaw, leave of absence was granted Springer of Buchanan until Tuesday.

#### REPORTS OF COMMITTEES.

Lowrey of Calhoun, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House File No. 106, a bill for an act repealing Sections One Thousand Eight Hundred and Seventy-two (1872) and One Thousand Eight Hundred and Seventy-three (1873) of the Code, relating to quarterly statements of State and savings banks and examinations by the Auditor of State and providing substitutes therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by inserting after the word "daily" in the seventh line of Section Two (2) the word "semi-weekly," and also by inserting the word "semi-weekly" after the word "daily" in the eighth line of said Section Two (2) of the printed bill, also by striking out the publication clause, and when so amended that the bill do pass.

J. H. LOWREY,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House File No. 107, a bill for an act to repeal Section One Thousand Eight Hundred and Sixty-nine (1869) of the Code of Iowa, relating to pay of, and loans to, officers of State and savings banks 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 by striking out the publication clause, and when so amended the same do pass.

J. H. LOWREY,  
*Chairman.*

Adopted.

#### INTRODUCTION OF BILLS.

By Hanson of Humboldt, House File No. 269, a bill for an act to amend Section Two Thousand Four Hundred and Fifty-two (2452) of the Code of Iowa, relating to the publication of notice of the securing of petitions of general consent.

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

By Lee of Emmet, House File No. 270, a bill for an act to amend Sections Five (5) and Six (6) of Chapter One Hundred Eighty-six (186), laws of the Thirtieth General Assembly, relating to the meandered lake beds in the State, and authorizing the Executive Council to survey and sell the same.

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

By Swan of Appanoose, House File No. 271, a bill for an act to encourage home ownership, provide for necessary sanitation, an equitable valuation of real estate for taxation, and prevent the collection of usurious rents.

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

By Lister of Grundy, House File No. 272, a bill for an act to amend Section Two Thousand Three Hundred and Ninety-four (2394) of the Code of Iowa, relating to the sale of intoxicating liquors by permit holders.

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

## CONSIDERATION OF BILLS.

On motion of Heles of Dubuque, Senate File No. 58, a bill for an act providing that Section Six Hundred and Fifty-four (654) of the Supplement to the Code, and Section Six Hundred and Seventy-two (672) of the Code, relating to the appointment and compensation of police matrons, be made applicable to special charter cities, with report of committee recommending passage, was taken up and considered.

Hambleton of Mahaska moved to amend Senate File No. 58 by striking out Section Two (2), the publication clause.

Amendment adopted.

Heles of Dubuque moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Conn, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Marston, Mason, Mercer, Miller of Bremer, Moore, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Arney, Bergeson, Cassady, Corrie, Cottrell, Darrah, Dodds, Dow, Drury, Elliott, Fox, Harding, Holmes, Hume, Kull, Lee, Mann, Meredith, Miller of Dubuque, Nix, Ofill, Schoenberger, Sheldon, Sidey, Sparks, Springer, Welden—27.

So the bill passed and the title was agreed to.

On motion of Bascom of Dickinson, House File No. 204, a bill for an act to amend Section Seven Hundred Seventy-six (776) of the Code, relating to the publication of notices of questions submitted to the voters of cities and incorporated towns, with report of committee recommending passage, was taken up and considered.

Mr. Bascom moved to amend House File No. 204 by striking out the word "Daily" in the second line of Section Two (2) of the printed bill.

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Darrah, DeMar, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Arney, Beery, Bergeson, Corrie, Cottrell, Dewell, Dodds, Dow, Drury, Elliott, Harding, Holmes, Hume, Kull, Mann, Miller of Dubuque, Nix, Offill, Schoenenberger, Sheldon, Sidey, Sparks, Springer--24.

So the bill passed and the title was agreed to.

On motion of Fox of Dallas, House File No. 245, a bill for an act to legalize the incorporation of the town of Granger, Dallas county, Iowa, the election of its officers, the passage of all its ordinances and resolutions, and all acts done by the town council of said town, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Darrah, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Arney, Beery, Bergeson, Corrie, Cottrell, Dodds, Dow, Drury, Elliott, Harding, Holmes, Hume, Kull, Mann, Miller of Dubuque, Nix, Ofill, Schoenenberger, Sheldon, Sidey, Sparks, Springer, Welten—23.

So the bill passed and the title was agreed to.

#### MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 209 failed to pass the House and by which it passed to its third reading.

W. W. MCELRATH.

I second the motion.

T. C. CLARY.

Doran of Boone called up Senate resolution relative to adjournment from February 28th to March 5th, and moved that the House concur.

Moore of Linn moved to amend the resolution by fixing the adjournment on February 28th to 10 o'clock A.M. of the following day.

Roll call demanded by Swift of Shelby and Meredith of Cass.

On the question, "Shall the amendment be adopted?"

The yeas were:

Allred, Anderson, Arney, Bauman, Bixby, Bonwell, Clarke, Clary, Conn, Darrah, DeMar, Earle, Felt, Fenn, Fox, Geneva, Grier, Hackler, Hickey, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lister, McAllister, McDonald, Marston, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Pierce, Price, Reaney, Ritter, Smith, Stillman, Sullivan, Swan, Teter, Weeks, Wilson, Youde, Mr. Speaker—48.

The nays were:

Baird, Balluff, Bascom, Beery, Blackmore, Brandes, Calkins, Cassady, Dewell, Doran, Dunn, Dye of Pottawattamie, Earle, Feay, Feely, Flugum, Greenwood, Hambleton, Hanna, Hanson, Harvey, Heles Kelley, Lee, Lowrey, McElrath, Maben, Paul, Schroeder, Schulte, Shaffer, Stewart, Stoltenberg, Swift, Van Houten, Webster, Wolfe—37.

Absent or not voting:

Bergeson, Corrie, Cottrell, Dodds, Dow, Drury, Elliott, Harding, Holmes, Hume, Kellogg, Mann, Miller of Dubuque, Nix, Ofill, Reitz, Schoenenberger, Sheldon, Sidey, Sparks, Springer, Welden, White—23.

So the amendment was adopted.

Hambleton of Mahaska moved that the Senate concurrent resolution be laid on the table.

Motion prevailed.

On motion of Sullivan of Polk the House adjourned until 10 o'clock Monday morning.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 18, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. S. S. Hilscher of Vinton.

Journal of Saturday, February 16, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Geneva of Keokuk presented petition of residents and voters of Keokuk county relative to an appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Wolfe of Clinton presented petition of merchants, taxpayers and other citizens of Clinton county relative to House File No. 132.

Referred to Committee on Judiciary.

Lowrey of Calhoun presented petition of resident taxpayers of Calhoun county relative to House File No. 75.

Referred to Committee on Appropriations.

McAllister of Linn presented petition of resident taxpayers of Linn county relative to House File No. 75.

Referred to Committee on Appropriations.

Earle of Allamakee presented petition of residents and voters of Allamakee county relative to Bacteriological Laboratory.

Referred to Committee on Public Health.

Bauman of Van Buren presented petition of resident taxpayers of Farmington relative to House File No. 75.

Referred to Committee on Appropriations.

Nix of Union presented a communication of Francis Cabaret, Jr., of Creston, Iowa, and affidavits relative to his claim for services in The Midnight Rangers in Ringgold county from 1864 to 1865.

Referred to Committee on Claims.

McAllister of Linn presented request of the W. C. T. U. of Mount Vernon relative to the anti-treating bill.

Referred to Committee on Suppression of Intemperance.

Offill of Jasper presented petition of citizens of Jasper county relative to House File No. 75.

Referred to Committee on Appropriations.

Weeks of Guthrie presented petition of residents and voters of Guthrie county relative to appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Moore of Linn presented petition of Cedar Rapids Federation of Labor relative to House Files Nos. 103, 125, 76, 14 and 160, and Senate File No. 86.

Referred to Committee on Judiciary.

Greenwood of Mills presented petition of residents and voters of Mills county relative to appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Darrah of Lucas presented petition of taxpayers of Lucas county relative to House File No. 75.

Referred to Committee on Appropriations.

Baird of Iowa presented resolutions of Big Four Farmers' Institute relative to the two cent fare; direct vote for United States Senators; and Educational Board of Control.

Referred to Committee on Railroads and Commerce.

Meredith of Cass presented petition of residents and voters of Cass county relative to appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Sullivan of Polk presented resolutions of the Amalgamated Association of Street and Electric Railway Employes relative to House Files Nos. 76, 82 and 45.

Referred to Committee on Judiciary.

LEAVE OF ABSENCE GRANTED.

On request of Koontz of Johnson, leave of absence was granted Schroeder of Crawford until Wednesday.

On request of Sidey of Adair, leave of absence was granted Miller of Dubuque until Tuesday.

REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 185, a bill for an act to amend Section Thirty-six Hundred Fifty-six (3656) of the Code, relating to the appearance term for certain 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 69, a bill for an act to amend the law as it appears in Section Thirty-five Hundred and Twenty-nine (3529) of the Supplement to the Code, relating to the service of original notice upon any corporation or person owning or operating any railway, or canal, steamboat or other river craft, or any telegraph, telephone, stage, coach or car line, express company or foreign corporation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 64, a bill for an act to legalize certain actions of the Board of Supervisors of Appanoose County, Iowa, relating to drainage district No. 1 of said county, and the issuance of bonds for the payment of the expenses, costs, costs of construction and fees, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate substitute for House File No. 72, a bill for an act to amend Section Forty-three Hundred and Forty-one (4341) of the Code, relating to actions of mandamus, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 145, a bill for an act to legalize conveyances of real estate by foreign executors, administrators and guardians in certain cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by transposing the clause "in the county where the real estate so conveyed is located" from the fifth and sixth lines of said bill to the seventh line between the figures "1887" and the word "such," and by striking from the last two lines of said bill the words "or deficient in any manner," and when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 247, a bill for an act to amend Section Fifty-four Hundred and Twenty-four (5424) of the Code, with reference to granting new trials in criminal cases on account of newly discovered 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. W. WEEKS,  
*Chairman.*

Adopted.

Also :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 104, a bill for an act to enable courts in counties in which lawfully constituted juries cannot be drawn, to provide for the preparation of new jury lists and for the drawing and summoning of juries therefrom, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adopting the following substitute amendment therefor:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 104.

A BILL for an act to enable courts in counties wherein it has been determined that lawfully constituted juries have not been, or cannot be drawn, to provide for the preparation of new jury lists and for the drawing and summoning of jurors therefrom.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That whenever it has been or shall be found or determined by the district court in any county that for any cause a lawfully constituted grand jury or a like petit jury has not or cannot be obtained by drawing from names returned by election officers to the County Auditor, or that lawfully qualified talesmen cannot be selected by drawing from such names, the said court may order the Board of Supervisors of said county to prepare lists of names of persons having the qualifications required by law for grand jurors, petit jurors and talesmen, at any regular meeting of the Board of Supervisors, or, if the court so order, at a special meeting thereof. If a special meeting be ordered, the court ordering the same shall fix the time therefor, and prescribe the time, manner and form of notice thereof to be given to the several members of such Board; and the same may be served by any person, and proof of service shall be the same as that of original notices. It is hereby made the duty of the members of said Board of Supervisors to obey such order and hold such special meeting.

SEC. 2. When required or directed by order of the court to prepare lists, as provided in Section One (1) hereof, the Board of Supervisors shall give the preparation of same precedence over all other business, whether at a regular or special meeting of the Board.

SEC. 3. The number of names to be drawn for grand jurors, petit jurors and for talesmen shall be the number now required by law; they shall be apportioned among the several voting precincts by the County Auditor, as required by law; and such apportionment shall be certified by the Auditor to the Board of Supervisors.

SEC. 4. In preparing such lists, the Board of Supervisors shall select the names from the qualified electors from the several precincts, as shown by the poll lists of the last preceding general election, selecting for grand jury, petit jury and talesmen lists, the number in each precinct shown by the Auditor's apportionment provided for in this act. Such lists shall be separately certified by the Board of Supervisors in substance and in form as election officers are now required to certify lists

returned by them and the lists shall be filed with the County Auditor and recorded by him in the proper record.

SEC. 5. The court may direct the County Auditor, County Recorder and Clerk of the Court to prepare from such lists separate ballots at such time as it may direct, place the same in the proper jury boxes, mark and seal such boxes and place them in the custody of the Clerk of the Court all in the manner now required by law.

SEC. 6. The court may order the County Auditor, County Recorder and Clerk of the Court to draw from said ballots so prepared, at a time to be fixed in such order, the requisite number of persons to serve as grand jurors, and the persons whose names are thus drawn shall constitute the panel of the grand jury of the county until the end of the calendar year, and also the requisite number of persons to serve as petit jurors and talesmen for the term of the court then in session or next following or at a special term, if so ordered. Thereafter, and until a grand or petit jury or talesmen can be obtained by drawing from the names returned by election officers, the County Auditor, County Recorder and Clerk of the Court shall draw from said ballots so prepared panels for the grand or petit juries or talesmen, as the case may be, as now required by law.

SEC. 7. Persons drawn under the provisions of this act, to serve as grand jurors, or as petit jurors, or as talesmen, shall be summoned by the Sheriff for attendance at any term of the court, and at such time as the court shall order; thereafter the same shall be summoned in the time and manner as required by law.

SEC. 8. This act, being deemed of immediate importance, shall take effect and be in force immediately upon its publication in the Des Moines Capital and in the Register and Leader, newspapers published in Des Moines, Iowa.

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Weeks of Guthrie moved that House File No. 104 be made a special order for Tuesday morning at 10:30 o'clock.

Motion prevailed.

Lister of Grundy, from the Committee on Agriculture, submitted the following reports:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 92, a bill for an act to amend Section Sixteen Hundred and Sixty-one (1661) of the Supplement to the Code, relative to State aid to District or County Agricultural Societies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out the publication clause, and when so amended that the bill do pass.

JOHN LISTER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 105, a bill for an act to prohibit combination among grain elevator men and to prohibit any person, company, partnership, association or corporation engaged in the business of grain dealing or owning or operating grain elevators, from combining or entering into any agreement, contract or trust to pool or fix the prices to be paid for grain or to prevent the free action of competition in the buying of grain, or the selling of grain, and to provide punishment for 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 striking out all after the period (.) after the word "Court" in line eight of Section Three (3) of the printed bill and the following be inserted in lieu thereof:

It shall be the duty of the County Attorneys in their respective counties to enforce the provisions of this act and any County Attorney securing a conviction under the provisions thereof, shall be entitled, in addition to such fee or salary as by law he is allowed for such prosecution, to one-fourth of the fine recovered. It shall be the duty of the grand jury to enquire into and ascertain if there exists any pool, trust, combination or violation of any provision of this act, in their respective counties.

And when so amended that the bill do pass.

JOHN LISTER,  
*Chairman.*

Adopted.

Doran of Boone, from the Committee on Labor, submitted the following report:

MR. SPEAKER—Your Committee on Labor, to whom was referred House File No. 65, a bill for an act to safeguard the traveling public and employes upon railroads by limiting the hours of service of employes thereon, additional to Chapter Five (5), Title Ten (10) 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 amended by inserting between the word "casualty" and the semi-colon following, in the tenth line, in Section One (1) the following: "or prevent train crews from taking a passenger train or freight train loaded exclusively with live stock or perishable freight to the next nearest division point upon such railroads." Also by changing the period (.) after the word "train" in line thirteen, Section One (1), to a semi-colon (;), and inserting the following: "and, provided, further, that this Section shall not apply to employes of sleeping car companies." Also by changing the comma (,) after the word "offense" in line four, Section Two (2), to a period (.) and striking out all following in this Section, and when so amended that the bill do pass.

J. R. DORAN,  
*Chairman.*

Adopted.

## INTRODUCTION OF BILLS.

By Jones of Montgomery, House File No. 273, a bill for an act to require an annual apportionment and accounting of surplus of life insurance policies.

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

By Jones of Montgomery, House File No. 274, a bill for an act to require an annual apportionment and accounting of surplus of life insurance companies as to policies heretofore issued.

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

By Clary of Chickasaw, House File No. 275, a bill for an act to prohibit misrepresentations by life insurance companies.

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

By Koontz of Johnson, House File No. 276, bill for an act making appropriations for the State University of Iowa.

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

By Moore of Linn, House File No. 277, a bill for an act to repeal Sections Three Hundred and Ninety-eight (398) and Four Hundred (400) of the Code, in reference to the re-location of county seats, and to enact substitutes therefor.

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

By Schulte of Clayton, House File No. 278, a bill for an act granting authority to cities and towns to join the League of Iowa Municipalities, to send delegates, pay dues and assessments, make appropriation therefor, and to regulate the organization, laws and meetings of such league.

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

By Darrah of Lucas, House File No. 279, a bill for an act to repeal Section Eleven Hundred and Sixty-four (1164) of the Code, in relation to recording abstracts of votes in the office of the Secretary of State, and to enact a substitute therefor.

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

By Mason of Lee, House File No. 280, a bill for an act to regulate and fix the place of bringing action against municipal corporations in the State of Iowa in all counties where terms of the District Court are held in more than one place.

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

By Blackmore of Worth, House File No. 281, a bill for an act to appropriate not to exceed Seven Thousand Five Hundred Dollars (\$7,500.00) for experiments in animal breeding and feeding.

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

By White of Story, House File No. 282, a bill for an act to repeal Sections Two Thousand One Hundred and Fifty-three (2153) and Two Thousand One Hundred and Fifty-five (2155) of the Code, relating to joint freight rates over two or more connecting lines of railway between points within this State, and to enact substitutes therefor.

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

By Fox of Dallas (by request), House File No. 283, a bill for an act to legalize the incorporation of the town of Linden, Dallas county, Iowa, the election of its officers, the passage, adoption and record of all of its ordinances, resolutions and rules, and all acts done by the council of said town.

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

#### SENATE MESSAGES CONSIDERED.

Senate File No. 25, a bill for an act to repeal Section Three (3) of Chapter One Hundred and One (101) of the laws of the Thirtieth General Assembly and of Chapter One Hundred and Thirteen (113) of the laws of the Thirty-first General Assembly, relative to establishing and maintaining a State Board of Health Laboratory at Iowa City, and enacting in lieu thereof the following:

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

Senate File No. 195, a bill for an act amendatory of and additional to Section Nine Hundred and Twelve (912) of the Code, in relation to the issuance of certificates or bonds in anticipation of special taxes by towns.

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

Substitute for Senate File No. 19, a bill for an act requiring manufacturers and dealers to label white lead, paints, mixed paints, varnishes, and similar compounds, and linseed oil; defining linseed oil and boiled linseed oil, and fixing penalties for its violation; and repealing Sections Two Thousand Five Hundred and Ten-a (2510-a), Two Thousand Five Hundred and Ten-b (2510-b), Two Thousand Five Hundred and Ten-c (2510-c), Two Thousand Five Hundred and Ten-d (2510-d), Two Thousand Five Hundred and Ten-e (2510-e), of the Supplement to the Code; and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner.

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

Senate File No. 169, a bill for an act relating to State documents and publications, providing for the appointment of a document librarian, fixing his salary, and amending Section One (1), Chapter Five (5) of the acts of the Thirtieth General Assembly.

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

On request of McAllister of Linn, unanimous consent having been given, House File No. 258 was withdrawn from the Committee on Appropriations and re-referred to the Committee on Military Affairs.

#### CONSIDERATION OF BILLS.

McAllister called up motion to reconsider the vote by which House File No. 209 failed to pass the House, and by which it went to its third reading.

Motion to reconsider prevailed, and the bill was declared to be on its second reading.

Mr. McAllister moved that the rule be suspended, that the bill

be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Conn, Darrah, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Fenn, Fox, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Stewart, Stillman, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde—73.

The nays were:

Arney, Balluff, Calkins, Clary, Darrah, Felt, Flugum, Hackler, Kendall, Koontz, Kull, McDonald, Meredith, Miller of Bremer, Sidey, Stoltenberg, Swift, Mr. Speaker—18.

Absent or not voting:

Corrie, Cottrell, Dodds, Dow, Drury, Elliott, Harding, Heles, Kellogg, Lee, Miller of Dubuque, Price, Schroeder, Sparks, Springer, White, Wolfe—17.

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

On motion of Jones of Montgomery, House File No. 201, a bill for an act to reimburse John F. Riggs, Superintendent of Public Instruction, for sums paid out by him on account of the State Educational Board of Examiners, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins.

Cassady, Clarke, Clary, Conn, Darrah, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Bremer, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—93.

The nays were :

None.

Absent or not voting :

Corrie, Cottrell, Dodds, Dow, Drury, Elliott, Feay, Harding, Meredith, Miller of Dubuque, Price, Schroeder, Sparks, Springer, Teter—15.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, House File No. 239, a bill for an act to amend Section One Thousand Seven Hundred and Sixty-eight (1768) of the Code, relating to life insurance companies, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Darrah, DeMar, Dewell, Doran, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Nix, Offill, Paul,

Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—92.

The nays were :

Stewart—1.

Absent or not voting :

Corrie, Cottrell, Dodds, Dow, Drury, Dunn, Elliott, Feay, Harding, Hume, Miller of Dubuque, Price, Schroeder, Sparks, Springer—15.

So the bill passed and the title was agreed to.

On motion of Brandes of Pottawattamie, Senate File No. 162, a bill for an act to amend Section Three Thousand Nine Hundred and Fifty-five (3955) of the Code, and to provide for the issuance of an execution when an outstanding execution is lost or destroyed, with report of committee recommending passage, was taken up and considered.

Teter of Marion moved to amend Senate File No. 162 by striking out all following the word "original" in the eighth (8th) line of the printed bill.

Amendment adopted.

Mr. Brandes moved that the rule be suspended, that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Baird, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Hickey, Holmes, Hume, Inman, Jewell, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McDonald, McElrath, Marston, Mercer, Meredith, Morris, Nix, Ofill, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Welden, Youde—69.

The nays were :

Arney, Bergeson, Conn, Geneva, Heles, Kelley, Kellogg, McAllister, Miller of Bremer, Paul, Teter, White, Mr. Speaker—13.

Absent or not voting :

Balluff, Beery, Corrie, Cottrell, Darrah, Dodds, Dow, Drury, Earle, Elliott, Harding, Harvey, Jones, Maben, Mann, Mason, Miller of Dubuque, Moore, Price, Schroeder, Shaffer, Sparks, Springer, Weeks, Wilson, Wolfe—26.

So the bill passed and the title was agreed to.

On motion of Hanson of Humboldt, House File No. 179, a bill for an act to amend Chapter One Hundred Eighty-six (186) of the laws of the Thirtieth General Assembly, relating to meandered lake beds and enlarging the meaning of "a bona fide purchaser" under Section Seven (7) of said act, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Arney, Balluff, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McElrath, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Sidey, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—83.

The nays were :

Bascom—1.

Absent or not voting :

Anderson, Baird, Calkins, Corrie, Cottrell, Darrah, Dodds, Dow,

Drury, Elliott, Fenn, Fox, Harding, Jones, McDonald, Mann, Miller of Dubuque, Schroeder, Shaffer, Sheldon, Smith, Sparks, Springer, Weeks—24.

So the bill passed and the title was agreed to.

On motion of Schoenenberger of Madison, House File No. 16, a bill for an act relating to road tax and amending Section Fifteen Hundred Twenty-eight (1528) of the Code and Supplement to the Code, with report of committee recommending passage as amended, was taken up, considered and the report of the committee, with amendments, adopted.

Weeks of Guthrie moved to amend House File No. 16 by striking out Section Two (2) and inserting in lieu thereof the following:

SEC. 2. All acts or parts of acts in conflict herewith are hereby repealed.

Amendment adopted.

Van Houten of Taylor moved that House File No. 16 be referred to the Committee on Judiciary.

Motion prevailed, and the bill was so referred.

On motion of Teter of Marion, the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

On request of Youde of O'Brien, leave of absence was granted Fox of Dallas until Tuesday.

On request of Allred of Wayne, leave of absence was granted Elliott of Page until Tuesday.

#### REPORTS OF COMMITTEES.

Marston of Cerro Gordo, from the Committee on Public Health, submitted the following reports:

MR. SPEAKER—Your Committee on Public Health, to whom was referred Senate File No. 41, a bill for an act providing for District Sanitary Conventions, beg leave to report 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.

CHAS. L. MARSTON,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House File No. 26, a bill for an act creating a State Board of Examiners of Graduate Nurses and providing for the registration of nurses and the issuance of certificates thereto and providing a punishment for persons assuming to be graduated or registered nurses, who have not been registered as provided in 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 striking out all after the enacting clause and substituting the following in lieu thereof:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 26.

A BILL for an act to provide for the examination and regulation of graduate nurses. Also to regulate the practice of nursing by graduate nurses, and to provide a penalty for the violation thereof.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. It shall be unlawful for any person to practice professional nursing or publicly profess to practice such nursing without first obtaining from the State Board of Health a certificate authorizing him or her to practice nursing in the State.

SEC. 2. At the annual State meeting of the State Board of Health, it shall select two physicians from its own membership, and two graduate nurses, residents of this State, actively engaged in the practice of nursing, who, together with the Secretary of the State Board of Health, shall constitute the examining committee for the year. The examination provided for in this act shall be held in the city of Des Moines in July of each year and at such other times and places as the Board of Health shall direct. All applicants for certificates to practice nursing shall have attained the age of twenty-three (23) years and shall be of good moral character. They shall be graduates of training schools recognized as being in good standing by the State Board of Health of Iowa, and shall have received at least three (3) years' instruction in general hospital practice. After July 1st, 1910, no training school shall be accredited by the State Board of Health as a school of recognized standing which is not attached to a general hospital, and which does not have a course of study of at least three (3) years. All graduate nurses who are residents of this State and who have been engaged in the practice of nursing for one (1) year prior to the practice of this act shall be granted a certificate without examination upon the payment of the registration fee, and the same rule shall apply to all nurses who graduate from a registered school prior to July 1st, 1907. Nurses holding diplomas from hospital training schools of recognized standing, upon application to the Secretary of the State Board

of Health, shall be granted a permit to practice until the first examination of the Board following the issuance of the said permit.

SEC. 3. After the passage of this act, any person who is not exempt from examination by Section Two (2) of this act and who shall apply for a certificate to practice nursing shall be examined in the following subjects: Elementary hygiene, anatomy, physiology, materia medica, dietetics, and also practical nursing, medical and surgical nursing, obstetrics, nursing of children, and the rules and regulations of the State Board of Health relating to infectious diseases and quarantine and such other subjects as the Examining Board may require from time to time. Each applicant shall pay the Secretary of the State Board of Health a fee of five dollars (\$5.00). If examination be satisfactory to three members of the said committee, it shall report to the State Board of Health; if the Board find the report and ratings correct, it shall authorize its President and Secretary to issue certificate to the successful candidate for which such candidate shall pay an additional fee of one dollar (\$1.00). This certificate shall confer upon the holder the right to practice as a registered nurse, and be conclusive evidence thereof. The State Board of Health is empowered to recognize certificates issued to nurses under the laws of other States having substantially similar requirements to those existing in this State; provided, that such States recognize certificates issued by the State of Iowa; then certificates issued by authorities of such other States may be deemed sufficient evidence of qualifications of the licentiate without further examination for certificates in this State; the fee for such certificate shall be ten dollars \$10.00). The holder of such certificate provided for in this act, shall cause the same to be registered in the office of the County Recorder of the county in which he intends to reside.

SEC. 4. No person, after January 1st, 1908, except one holding a certificate under authority of this act, shall advertise to be, or assume the title of, registered nurse or use the abbreviation "R. N.," or any other words, letters or figures to indicate that the person using the same is a registered nurse and it shall be unlawful for any graduate nurse to practice professional nursing in the State of Iowa without first having registered under this act.

SEC. 5. This shall not apply to any person nursing the sick, with or without pay, who does not in any way assume to be a registered graduate nurse.

SEC. 6. The Board of Health may refuse to grant or renew any certificate provided for in this act, to a person otherwise qualified who obtained said certificate by false or fraudulent representation, or for immoral or unprofessional or dishonorable conduct, or for willful or repeated violation of the rules or regulations of the State Board of Health; and the Board may revoke any certificate issued by it, for any such or similar cause; provided, that before the revocation of any certificate issued under the provision of this act, the licentiate shall be afforded an opportunity for a hearing before the Board. At least twenty (20) days prior to the date set for such hearing, the Secretary of the State Board of Health shall cause such written notice, under registered mail, to be sent to the licentiate at his last known place of residence; said notice shall contain a statement of the charges and the date and

place set for the hearing before the Board. If the party thus notified fails to appear, either in person or by counsel, at the time and place designated in said notice, the Board may, after receiving satisfactory evidence of the truth of the charges and the proper issuance of the notice, revoke said certificate. If the licentiate appear, either in person or by counsel, the Board shall proceed with the hearing as herein provided. The Board may receive and consider affidavits and oral statements, and shall cause stenographic report of the oral testimony to be taken, which, together with all other papers pertaining thereto, shall be preserved for one (1) year. If five (5) members of the Board present at the hearing are satisfied that the licentiate is guilty of any of the offenses charged, the certificate shall be revoked, for such time as the State Board of Health may determine.

SEC. 7. Each member of the examining committee, except the Secretary, shall receive for his services out of the funds created by the payment of fees by applicants for examination such compensation as is allowed to the members of the State Board of Medical Examiners for like services, and the Secretary shall receive the sum of one hundred dollars (\$100.00) per annum and his necessary expenses incurred, for services which cannot be performed at the Capitol. All printing, postage, and other contingent expenses, necessarily incurred under the provisions of this act shall be paid from said fund. All expenses incurred under the provisions of this act shall be itemized, verified, and audited and a warrant drawn therefor on the nurses' fund in the same manner as other expenses as the State Board of Health.

SEC. 8. Any person who shall knowingly violate any of the provisions of this act, shall be guilty of a misdemeanor, and upon conviction thereof, shall be fined the sum not exceeding one hundred dollars (\$100.00) or imprisonment in the county jail for not to exceed thirty (30) days.

SEC. 9. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa.

And when so amended that the bill do pass.

CHAS. L. MARSTON,  
*Chairman.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Geneva of Keokuk (by request), House File No. 284, a bill for an act to authorize state and savings banks and loan and trust companies to act as guardian, administrator, executor, trustee, assignee, receiver, custodian, or conservator, and providing for the regulation and examination of loan and trust companies and the payment of fees for examination.

Read first and second time and referred to Committee on Banks and Banking.

By Sullivan of Polk, House File No. 285, a bill for an act to provide for the government of certain cities (amending Title V (5) of the Code).

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

#### CONSIDERATION OF BILLS.

On motion of Jones of Montgomery, Senate File No. 49, a bill for an act to provide for the purchase of legislative references to and indexes of current legislation and making an appropriation therefor, with report of committee recommending passage, was taken up and considered.

Mr. Jones moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Darrah, DeMar, Dewell, Dodds, Doran, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Corrie, Cottrell, Dow, Drury, Dunn, Elliott, Feely, Fox, Geneva, Harding, Harvey, Lee, McAllister, Miller of Bremer, Miller of Dubuque, Schroeder, Sheldon, Sparks, Springer, Wilson—20.

So the bill passed and the title was agreed to.

On motion of Hume of Mitchell, Senate File No. 102, a bill for an act making an appropriation to pay the additional employes of the Thirty-second General Assembly, with report of committee recommending passage, was taken up and considered.

Mr. Hume moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Darrah, DeMar, Dewell, Dodds, Doran, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—93.

The nays were:

None.

Absent or not voting:

Corrie, Cottrell, Dow, Drury, Dunn, Elliott, Feely, Fox, Geneva, Harding, Lee, Miller of Dubuque, Schroeder, Sparks, Springer—15.

So the bill passed and the title was agreed to.

On motion of Anderson of Hamilton, House File No. 107, a bill for an act to repeal Section Eighteen Hundred Sixty-nine (1869) of the Code of Iowa, relating to pay of, and loans to, officers of state and savings banks, and to enact a substitute therefor, with report of committee recommending passage as amended, was taken up, considered, and the report of the committee, with amendment, adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Darrah, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Stewart, Stillman, Stoltenberg, Swan, Swift, Van Houten, Webster, Welden, White, Wilson—85.

The nays were:

Clary, Marston, Price, Sidey, Sullivan, Teter, Wolfe, Youde, Mr. Speaker—9.

Absent or not voting:

Corrie, Cottrell, Dow, Drury, Elliott, Fox, Harding, Kull, Lee, Miller of Dubuque, Schroeder, Sparks, Springer, Weeks—14.

So the bill passed and the title was agreed to.

On motion of Anderson of Hamilton, House File No. 106 was re-referred to the Committee on Banks and Banking.

On request of Hanson of Humboldt, unanimous consent having been given, House File No. 87 was withdrawn from the Committee on Compensation of Public Officers, and from further consideration of the House.

Sullivan of Polk moved that the Chief Clerk be instructed to procure 100 extra copies of House File No. 285.

Motion prevailed.

On motion of Geneva of Keokuk, the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 19, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. A. L. DeMond of Buxton.

Journal of Monday, February 18, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Geneva of Keokuk presented petition of resident taxpayers of Keokuk county relative to House File No. 75.

Referred to Committee on Appropriations.

Stoltenberg of Scott presented petition of manufacturers and jobbers of Davenport relative to joint railroad rates and shipments.

Referred to Committee on Railroads and Commerce.

Hambleton of Mahaska presented communication of Andrew C. Ashton of New Sharon relative to House File No. 132.

Referred to Committee on Judiciary.

Bauman of Van Buren presented petition and remonstrance of citizens of Van Buren county, relative to legalizing the action of Board of Supervisors of said county in the matter of H. L. McGrew, late treasurer, in the Skinner bank deposits.

Referred to Committee on Judiciary.

Doran of Boone presented remonstrance of the Kate Shelley Lodge, No. 204, Brotherhood of Railroad Trainmen, of Boone, protesting the passage of amendment to Section Forty Hundred and Eleven (4011) of the Code of Iowa.

Referred to Committee on Judiciary.

Doran of Boone presented remonstrance of Boone Division, No. 34, O. R. C., against the proposed changes in the fraternal insurance laws.

Referred to Committee on Insurance.

Weeks of Guthrie presented petition of resident taxpayers of Guthrie county relative to House File No. 75.

Referred to Committee on Appropriations.

McAllister of Linn presented petition of citizens of Linn county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Reaney of Lousia presented petition of merchants of Oakville, Iowa, relative to House File No. 132.

Referred to Committee on Ways and Means.

Grier of Poweshiek presented communication of the officers and directors of the Merchants' and Manufacturers' Association of Grinnell relative to House File No. 132.

Referred to Committee on Judiciary.

Sullivan of Polk presented remonstrance of Street Car Men's Union, No. 441, of Des Moines, relative to House File No. 160.

Referred to Committee on Printing.

Flugum of Winnebago presented petition of citizens of Winnebago county relative to the protection of farm lands from fowl seeds.

Referred to Committee on Railroads and Commerce.

Webster of Muscatine presented communication of Capt. W. S. Norton of Muscatine relative to House File No. 258.

Referred to Committee on Appropriations.

Hanna of Benton presented petition of the Linn and Benton Counties Retail Druggists' Association relative to an amendment to the pharmacy laws.

Referred to Committee on Pharmacy.

Greenwood of Mills presented petition of citizens of Mills county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Hanna of Benton presented petition of business men of Belle Plaine relative to enactment of amendment to Section Forty Hundred and Eleven (4011).

Referred to Committee on Judiciary.

Arney of Marshall presented petition of residents and voters of Marshall county relative to an appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Arney of Marshall presented petition of citizens of Marshall county relative to an appropriation for the Benedict Home.

Referred to Committee on Appropriations.

Arney of Marshall presented petition of citizens of Marshall county relative to establishment of a Woman's Reformatory.

Referred to Committee on Appropriations.

#### LEAVE OF ABSENCE GRANTED.

On request of Corrie of Ida, leave of absence was granted Drury of Sac until Wednesday.

On request of Doran of Boone, leave of absence was granted Hanson of Humboldt until Wednesday.

On request of Allred of Wayne, leave of absence was granted Elliott of Page until Monday.

#### REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 229, a bill for an act requiring all guaranty, fidelity and surety companies doing business in the State of Iowa to deposit with the Auditor of State a guarantee fund for the protection of citizens 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 indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 283, a bill for an act to legalize the incorporation of the town of Linden, Dallas county, Iowa, the election of its officers, the passage, adoption and record of all of its ordinances, resolutions and rules, and all acts done by the council of said town, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 237, a bill for an act providing for the deposit with the Auditor of State, of funds, approved bonds or notes secured by approved real estate mortgages, by surety or indemnity companies or corporations, and making such funds, approved bonds or notes secured by approved real estate mortgages subject to execution upon judgments rendered by the courts of this State or by the United States courts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 251, a bill for an act to legalize the incorporation of the town of Bridgewater, Iowa, the election of its officers, the passage of its ordinances and resolutions and acts done by the city council in the adoption and enforcement of its ordinances and resolutions, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred substitute amendment for House File No. 77, a bill for an act to regulate the use and sale of toy pistols, firecrackers, dynamite caps and blank cartridges, beg leave to report 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 from the title of said bill the word "regulate" and inserting in lieu thereof the

word "prohibit," and by inserting between the word "for" and the word "revolvers" in the third (3d) line of the first (1st) section thereof the word "toy," and when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 60, a bill for an act to validate and legalize the consolidation of the Dunleith & Dubuque Bridge Company, a corporation created under the laws of the State of Illinois, with the Dunleith & Dubuque Bridge Company, a corporation created under the laws of the State of Iowa, and validating and legalizing all rights and franchises exercised under said consolidation by said Iowa corporation, and all corporate acts and proceedings of the said Iowa corporation since the consolidation of the said Illinois corporation with it, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate substitute for House File No. 102, a bill for an act to amend Sections Twenty-four Hundred Sixty-seven (2467) and Twenty-four Hundred Sixty-eight (2468) of the Code, relating to fire companies, and providing for a penalty for the violation of said sections, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Stoltenberg of Scott, from the Committee on Private Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Private Corporations, to whom was referred House File No. 56, a bill for an act entitled "an act to promote the safety and health of employes and passengers upon street railways," beg leave to report 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. H. STOLTENBERG,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Doran of Boone, from the Committee on Labor, submitted the following report:

MR. SPEAKER—Your Committee on Labor, to whom was referred House File No. 228, a bill for an act to amend the law as it appears in Section Forty-nine Hundred and Ninety-nine-b (4999-b) of the Supplement of the Code, relating to the safeguarding of machinery, beg leave to report 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. R. DORAN,  
*Chairman.*

Passed on file.

Bixby of Delaware, from the Committee on Schools and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred Senate File No. 98, a bill for an act to empower the State Educational Board of Examiners to validate teachers' certificates issued in other states, beg leave to report 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.

R. J. BIXBY,  
*Chairman.*

Adopted.

#### INTRODUCTION OF BILLS.

By Beery of Henry, House File No. 286, a bill for an act to amend Section One Thousand Seven Hundred Eighty-nine (1789) of the Code, relating to the assignment of life insurance policies.

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

By Hackler of Webster, House File No. 287, a bill for an act to amend Chapter One (1), Title Nine (9) of the Code, relating to corporations for pecuniary profit and to provide a method for the approval of articles of incorporation.

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

By Koontz of Johnson, House File No. 288, a bill for an act making appropriations to the State Historical Society of Iowa.

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

By Weeks of Guthrie, House File No. 289, a bill for an act to repeal Section Four Hundred Ninety-one (491) of the Code, and to enact a substitute therefor, relating to Deputy County Treasurers and their pay.

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

By Flugum of Winnebago, House File No. 290, a bill for an act for the better protection of farm lands from the infection of fowl seeds and to require railroad and railway corporations to cut, burn or otherwise entirely destroy certain noxious weeds growing upon the right of way.

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

By Bascom of Dickinson (by request), House File No. 291, a bill for an act making an appropriation to purchase a site; to make the evacuation and to build a dam and fish-way at the outlet of Silver Lake, Dickinson county, Iowa.

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

By Hambleton of Mahaska, House File No. 292, a bill for an act to repeal Section Number Sixteen Hundred and Ninety-nine (1699) of the Code and enact a substitute in relation to investment of funds of insurance companies other than life, and organized under Chapter Four (4) of the Code.

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

By Sullivan of Polk, House File No. 293, a bill for an act relating to certain powers to be exercised by the stockholders and directors of railway and other public service corporations heretofore or hereafter organized under the laws of this State, and defining quorums at their meetings, being an act amendatory to Chapter One (1), Title Nine (9) of the Code.

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

By Wilson of Tama, House File No. 294, a bill for an act to legalize the incorporation of the town of Clutier, Tama county, Iowa, the election of its officers, the passage and adoption of its

ordinances and resolutions and all acts done by the officials of said town while acting as such.

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

By Miller of Bremer, House File No. 295, a bill for an act amending Section Sixteen Hundred and Fifty-seven-d (1657-d) and Section Sixteen Hundred and Fifty-seven-e (1657-e) of the Supplement to the Code, relating to the method of electing directors of the State Board of Agriculture.

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

By Clarke of Jefferson, House File No. 296, a bill for an act to amend Section One Thousand and Ninety-three (1093) of the Code as amended by Chapter Forty-two (42) of the laws of the Thirty-first General Assembly, relating to election boards.

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

By Clarke of Jefferson, House File No. 297, a bill for an act to amend Section Eleven Hundred and Thirty-eight (1138) of the Code, relating to the canvass of votes in general elections.

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

By Clarke of Jefferson, House File No. 298, a bill for an act to amend Chapter Twenty-two (22) of the laws of the Thirty-first General Assembly, relating to the construction of hospitals.

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

By Meredith of Cass, House File No. 299, a bill for an act defining the relations between employer and employe with respect to assumption of risk.

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

#### MESSAGES FROM THE SENATE.

The following messages were 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. 181, a bill for an act enlarging the powers of the District Court and to regulate the treatment and control of neglected and delinquent children.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns House File No. 96, as requested by the House,

A bill for an act relating to improvements and assessments and conferring upon incorporated towns the same powers possessed by cities.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended by substitute and passed the following bill in which the concurrence of the Senate was asked:

Senate substitute for House File No. 131, a bill for an act relative to the power of Boards of Supervisors and granting additional powers.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 103, a bill for an act relative to compensation of township clerks.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate File No. 97:

A bill for an act relative to defraying the traveling expenses of members of the committees of the Thirty-second General Assembly while visiting State institutions.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate requests the return of Senate concurrent resolution relative to adjournment on February 28.

GEO. A. NEWMAN,  
*Secretary.*

## CONSIDERATION OF BILLS.

The time having arrived for Special Order No. 4, on motion of Weeks of Guthrie, House File No. 104, a bill for an act to enable courts in counties in which lawfully constituted juries cannot be drawn, to provide for the preparation of new jury lists, and for the drawing and summoning of juries therefrom, with report of committee recommending passage as amended by substitute, was taken up, considered and the report of the committee, with substitute as amended, adopted.

Mr. Weeks moved to amend House File No. 104 by striking out of Section Seven (7), line three (3) the words "the next" and inserting in lieu thereof the word "any," and by inserting the word "and" after the word "court" in the third line of Section Seven (7); and by striking out the words "or judge" in the fourth line of Section Seven (7).

Amendments adopted.

Meredith of Cass moved to amend House File No. 104 by striking out the word "district" wherever it appears preceding the word "court" except in the second line of Section One (1).

Amendment adopted.

Kelley of Polk moved to amend House File No. 104 by striking out the word "the" at the beginning of the second line of Section Four (4) and inserting the word "such" in lieu thereof; and by striking out the words "from the" in the second line of Section Four (4) and inserting the word "of" in lieu thereof.

Amendment lost.

Weeks of Guthrie moved to amend House File No. 104 by striking out the word "of" immediately following the word "precedence" in the third (3rd) line of Section Two (2) and inserting the word "over" in lieu thereof.

Amendment adopted.

All amendments apply to the bill as printed in the Journal of February 18th.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackwell, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—99.

The nays were :

None.

Absent or not voting :

Bergeson, Drury, Elliott, Hanson, Harding, Lee, Schroeder, Sparks, Springer—9.

So the bill passed and the title was agreed to.

On motion of Teter of Marion, House File No. 53, a bill for an act to amend Sections Thirteen Hundred Eleven (1311) and Thirteen Hundred Twenty-two (1322) of the Code, relating to assessment and taxation of moneys and credits and shares of stock of National banks, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

On motion of Clary of Chickasaw the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

On request of Clary of Chickasaw, leave of absence was granted Calkins of Adams until Tuesday morning.

## CONSIDERATION OF BILLS.

Consideration of House File No. 53 was resumed, the same being on its second reading.

Clary of Chickasaw moved that the previous question be ordered.

Motion prevailed.

Teter of Marion moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Beery, Bergeson, Bonwell, Conn, Doran, Dow, Dunn, Dye of Decatur, Feay, Feely, Felt, Fenn, Flugum, Greenwood, Hanna, Harvey, Kelley, Kellogg, Kull, McAllister, Maben, Marston, Price, Shaffer, Sidey, Smith, Stewart, Stillman, Teter, Weeks, White, Youde, Mr. Speaker—39.

The nays were:

Baird, Balluff, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Corrie, DeMar, Dewell, Dye of Pottawattamie, Earle, Fox, Geneva, Grier, Hackler, Hambleton, Heles, Hickey, Hume, Jewell, Jones, Kendall, Koontz, Lister, Lowrey, McDonald, McElrath, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Sheldon, Sparks, Stollenberg, Sullivan, Swan, Swift, Van Houten, Webster, Wilson—52.

Absent or not voting:

Calkins, Cottrell, Dodds, Drury, Elliott, Hanson, Harding, Holmes, Inman, Lee, Miller of Bremer, Nix, Schroeder, Springer, Welden, Wolfe—16.

So the bill was lost.

Van Houten of Taylor moved to reconsider the vote by which House File No. 53 failed to pass the House, and by which it passed to its third reading.

Motion seconded by Teter of Marion.

Motion to reconsider was lost.

On motion of Reaney of Louisa, House File No. 92, a bill for an act to amend Section Sixteen Hundred Sixty-one-a (1661-a) of the Supplement to the Code, relative to State aid to District or County Agricultural Societies, with report of committee recommending passage as amended, was taken up, considered, and the report of the committee, with amendments, adopted.

Hambleton of Mahaska moved to amend House File No. 92 by inserting the words "the law as it appears in" after the word "that" in the first line of the printed bill.

Amendment adopted.

Reaney of Louisa moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Arney, Beery, Bergeson, Bixby, Bonwell, Brandes, Clary, Corrie, Darrah, Dewell, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Harvey, Hickey, Holmes, Hume, Jewell, Kelley, Kellogg, Kendall, Koontz, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Morris, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stillman, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde—69.

The nays were:

Allred, Baird, Bascom, Bauman, Clarke, Cottrell, DeMar, Felt, Fenn, Heles, Inman, Kull, Meredith, Paul, Stoltenberg, Swan, Swift, Teter, Mr. Speaker—19.

Absent or not voting:

Balluff, Blackmore, Calkins, Cassady, Conn, Dodds, Drury, Elliott, Hanson, Harding, Jones, Lee, Moore, Nix, Offill, Schroeder, Springer, Stewart, Sullivan, Wolfe—20.

So the bill passed and the title was agreed to.

On motion of Stillman of Greene, House File No. 105, a bill for an act to prohibit combination among grain elevator men and to prohibit any person, company, partnership, association or corporation engaged in the business of grain dealing, or owning or operating grain elevators, from combining or entering into any agreement, contract or trust to pool or fix prices to be paid for grain or to prevent the free action of competition in the buying of grain, and to provide punishment for the same, with report of committee recommending passage as amended, was taken up, considered, and the report of the committee, with amendments, adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Feen, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Harvey, Heles, Hickey, Inman, Jones, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Youde, Mr. Speaker—90.

The nays were :

Balluff—1.

Absent or not voting :

Calkins, Drury, Elliott, Hanson, Harding, Holmes, Hume, Jewell, Kellogg, Lee, Miller of Bremer, Nix, Schroeder, Springer, Stewart, Welden, Wolfe—17.

So the bill passed.

Stillman of Greene moved that the title be amended by adding after the last word thereof the following :

"And defining the duty of county attorneys in relation thereto, and providing for their compensation."

Amendment adopted, and title, as amended, agreed to.

On motion of Clary of Chickasaw, House File No. 247, a bill for an act to amend Section Fifty-four Hundred Twenty-four (5424) of the Code, with reference to granting new trials in criminal cases on account of newly discovered evidence, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Cassady, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—87.

The nays were:

Bergeson, Bonwell, Brandes, Dow, Flugum, Maben, Teter—7.

Absent or not voting:

Calkins, Conn, Drury, Elliott, Hanson, Harding, Kellogg, Lee, Miller of Bremer, Nix, Schroeder, Springer, Stewart, Wolfe—14.

So the bill passed and the title was agreed to.

On motion of Earle of Allamakee, House File No. 145, a bill for an act to legalize conveyances of real estate by foreign executors, administrators, and guardians in certain cases, with report of

committee recommending passage as amended, was taken up, considered, and the report of the committee, with amendments, adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—92.

The nays were:

None.

Absent or not voting:

Beery, Beregeson, Calkins, Clarke, Conn, Drury, Elliott, Hanson, Harding, Lee, Miller of Bremer, Nix, Schroeder, Springer, Stewart, Wolfe—16.

So the bill passed and the title was agreed to.

Hambleton of Mahaska moved to amend the title by striking out the word "foreign" in line two (2) and the words "certain cases" in line two (2) and by adding to the word "in" in line two (2) the words "this or foreign State".

Amendment adopted, and title, as amended, agreed to.

On motion of Marston of Cerro Gordo, House File No. 65, a bill for an act to safeguard the traveling public and employes upon

railroads by limiting the hours of service of employes thereon, additional to Chapter Five (5), Title Ten (10) of the Code, with report of committee recommending passage as amended, was taken up and considered.

First and second amendments proposed by the committee adopted.

On motion of Mr. Marston, the word "section" at the end of the third amendment proposed by the committee was changed to "paragraph" and the amendment, as amended, adopted.

Greenwood of Mills moved to amend House File No. 65 by striking out the word "exclusively" from the portion of Section One (1) that was incorporated by amendment.

Amendment lost.

Marston of Cerro Gordo moved to amend House File No. 65 by inserting after the word "hours" at the end of line five (5), Section One (1) the word "for".

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arnêy, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Casady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hambleton, Hanna, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—95.

The nays were:

None.

Absent or not voting:

Beery, Calkins, Drury, Earle, Elliott, Greenwood, Hanson, Harding, Lee, Nix, Schroeder, Sparks, Springer—13.

So the bill passed.

Weeks of Guthrie moved to amend the title to House File No. 65 by inserting, after the word "thereon," the words "providing for the filing of complaints, the investigation thereof, and the securing of evidence in relation thereto."

Amendment adopted, and title, as amended, agreed to.

On motion of Clarke of Jefferson, the House adjourned until 9:00 tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 20, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. O. O. Smith of Council Bluffs.

Journal of Tuesday, February 19, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Weeks of Guthrie presented petition of citizens of Stuart relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Hambleton of Mahaska presented remonstrance of Local Union No. 2140, U. M. W. of A., at White City, protesting against the passage of Senate Files Nos. 96 and 160.

Referred to Committee on Printing.

Hambleton of Mahaska presented resolution of the city council of the city of Oskaloosa relative to passage of a bill permitting cities and towns to make additional levies.

Referred to Committee on Municipal Corporations.

Arney of Marshall presented petition of citizens of Marshall county relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Nix of Union presented petition of citizens of Creston relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Felt of Clay presented petition of residents and voters of Clay county relative to an appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Geneva of Keokuk presented petition of citizens of Keokuk county relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Bascom of Dickinson presented petition of citizens of Dickinson county relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Conn of Butler presented petition of citizens of Dumont, Butler county, relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Offill of Jasper presented petition of citizens of Newton relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Bauman of Van Buren presented remonstrance of voters and taxpayers of Van Buren county protesting against the legalizing of the action of Board of Supervisors of said county in the matter of H. L. McGrew, late treasurer, in the Skinner bank deposits.

Referred to Committee on Judiciary.

Fenn of Clarke presented petition of citizens of Clarke county relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Brandes of Pottawattamie presented petition of citizens of Council Bluffs relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Van Houten of Taylor presented petition of residents and voters of Blockton, Taylor county, relative to an appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Welden of Hardin presented petition of citizens of New Providence, Hardin county, relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Doran of Boone presented petition of residents and voters of Boone county relative to an appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Hackler of Webster presented petition of merchants, taxpayers and citizens of Webster county relative to House File No. 132.

Referred to Committee on Appropriations.

Clarke of Jefferson presented petition of manufacturers, wholesalers, jobbers and retailers of Fairfield, relative to Senate File No. 196.

Referred to Committee on Judiciary.

Sullivan of Polk presented petition of citizens of Des Moines relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Sullivan of Polk presented petition of the Temperance Information Committee of the Young People's Alliance of the Evangelical Association of Highland Park of Des Moines relative to House Files Nos. 145 and 149.

Referred to Committee on Public Health.

Sullivan of Polk presented the endorsement of Trades and Labor Assembly of Des Moines relative to House File No. 45 and Senate File No. 33.

Referred to Committee on Public Health.

Sullivan of Polk presented remonstrance of Trades and Labor Assembly relative to House File No. 160 and Senate File No. 96.

Referred to Committee on Printing.

Sullivan of Polk presented resolution of remonstrance of Iron Molders' Union of North America, Local No. 316 of Des Moines, protesting against the change of present form of city government as proposed in House File No. 285.

Referred to Committee on Municipal Corporations.

Sullivan of Polk presented remonstrance of the members of the X-L Lodge, No. 602, of Des Moines, B. of R. T., relative to House File No. 76.

Referred to Committee on Judiciary.

On request of Baird of Iowa, leave of absence was granted Drury of Sac until Thursday.

Doran of Boone moved to take from the table Senate concurrent resolution relative to adjournment on February 28.

Motion prevailed, and the resolution was taken up for action

Hambleton of Mahaska moved to strike out the amendment.

Motion prevailed.

Weeks of Guthrie moved that the resolution be returned to the Senate, as requested.

Motion prevailed.

Unanimous consent having been given, Webster of Muscatine withdrew House File No. 210 from the Committee on Railroads and Commerce and from the further consideration of the House.

Unanimous consent having been given, McAllister of Linn withdrew House File No. 55 from the Committee on Military Affairs and from further consideration of the House.

Unanimous consent having been given, Swan of Appanoose withdrew House File No. 166 from the Committee on Judiciary and from further consideration of the House.

#### REPORTS OF COMMITTEES.

Jones of Montgomery, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 192, a bill for an act making an appropriation for the salary and expenses of State agents and other expenses incurred under Chapter One Hundred and Eight-one (181) of the Acts of the Thirty-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.

F. F. JONES,  
*Chairman.*

Adopted.

Doran of Boone, from the Committee on Labor, submitted the following report:

MR. SPEAKER—Your Committee on Labor, to whom was referred House File No. 125, a bill for an act to repeal Section Twenty-four Hundred and Seventy-four (2474) of the Code, relating to reports and returns to the Bureau of Labor Statistics, 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 by striking out, in line eleven, Section Two (2), all after the word "blanks" up to the word "for" and inserting the words "furnished by the Commissioner", and to insert after the word "purpose" in the same line, the following: "when such blanks are shown to have been mailed or delivered to such employer", as it appears in the printed bill, and when so amended that the bill do pass.

J. R. DORAN,  
*Chairman.*

Adopted.

RESOLUTIONS.

Lister of Grundy presented the following concurrent resolution relative to the observance of Washington's Birthday by the Thirty-second General Assembly:

WHEREAS, Friday, the 22d day of February, is the anniversary of the birth of George Washington; and,

WHEREAS, As a people, we delight in honoring his memory, and, believing that the principles of patriotism and love of country will be promoted by the proper observance of the day; be it

*Resolved by the House, the Senate concurring,* That a joint session be held in the House Chamber at 11:00 o'clock a. m. Friday, February 22, 1907. Be it further

*Resolved,* That a committee of three members of the House, to be selected by the Speaker of the House, and three members of the Senate, to be selected by the President of the Senate, be empowered to prepare a suitable program for the occasion.

Rule suspended and resolution adopted.

Teter of Marion, from the Committee on Retrenchment and Reform, presented the following resolution relative to the employment of temporary assistant file clerk, and page, to fill vacancy:

*Be it Resolved by the House,* That Lee Raymond be employed as temporary assistant file clerk; and that Morris Hirshorn be employed as temporary page to fill vacancy.

That the term of each of said temporary employes commence on the 9th day of February and terminate on the 1st day of March, 1907.

L. D. TETER,  
E. W. WEEKS,  
F. F. JONES.

Rule suspended and resolution adopted.

## INTRODUCTION OF BILLS.

By Feely of Black Hawk, House File No. 300, a bill for an act to reimburse S. B. Humbert for services rendered as Superintendent of Construction of the Monuments at Lookout Mountain and one at either end of Missionary Ridge and to make an appropriation therefor.

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

By Bixby of Delaware, House File No. 301, a bill for an act to create a commission to examine, revise, and codify the laws relating to the public schools, and such other purposes as may be incident thereto.

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

By Jones of Montgomery, House File No. 302, a bill for an act to amend Sections Two (2), Four (4) and Five (5) of Chapter Fifty-three (53) of the Acts of the Thirtieth General Assembly, in regard to motor vehicles.

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

By Jones of Montgomery, House File No. 303, a bill for an act to repeal Sections Three Hundred and Seventy-three (373), Three Hundred and Seventy-four (374), Three Hundred and Seventy-five (375) and Three Hundred and Seventy-six (376) of the Code, in relation to notaries public and enact substitutes therefor. Also to amend Section Sixty-eight (68) of the Code, in relation to the registration of commissions.

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

By Jones of Montgomery, House File No. 304, a bill for an act to transfer from the Auditor of State to the Treasurer of State all of the powers, duties and responsibility relating to State and Savings Banks and Loan and Trust Companies.

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

By Jones of Montgomery, House File No. 305, a bill for an act to transfer the duties, powers and authority granted to or enjoined.

upon the Auditor of State under the provisions of Chapter Thirty-four (34), Acts of the Thirty-first General Assembly, relating to publication of municipal accounts, establishing uniform system of accounts, reports and audits in cities and towns from the Auditor of State to the Secretary of State.

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

By Sparks of Wapello (by request), House File No. 306, a bill for an act providing that owners or keepers of stallions or jacks shall have a lien upon the get of any such animal for the service fee thereof.

Read first and second time and referred to Committee on Animal Industry.

By Sparks of Wapello (by request), House File No. 307, a bill for an act to amend Section Three Hundred and Fifty-four (354) of the Code, relating to fees and mileage of jurors.

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

By Fenn of Clarke (by request), House File No. 308, a bill for an act to amend Section One (1), Chapter Twenty-one (21) of the acts of the Thirtieth General Assembly of the State of Iowa, relating to the compensation of County Recorders; and to amend Section Four Hundred and Ninety-six (496) of the Code, relating to the compensation of Deputy County Recorders.

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

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

House File No. 242, a bill for an act to appropriate a certain sum for the erection of a poorhouse for Chickasaw county.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the

Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 107, a bill for an act relative to the protection of game.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Substitute for Senate File No. 78, a bill for an act to regulate the practice of graduate nurses and providing a penalty for violation thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 95, a bill for an act relating to the support of indigent children in the School for the Deaf at Council Bluffs.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in House amendment to Senate File No. 162, a bill for an act providing for the issuance of an execution where an outstanding execution is lost or destroyed.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 7, a bill for an act to regulate the transportation and embalming of dead bodies and to provide a penalty for the violation thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate File No. 58, a bill for an act relating to the appointment and compensation of police matrons in special charter cities.

GEO. A. NEWMAN,  
*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:

Concurrent resolution relative to publishing the drainage and road laws.

GEO. A. NEWMAN,  
*Secretary.*

SENATE MESSAGES CONSIDERED.

Senate File No. 103, a bill for an act to amend Section Five Hundred Ninety-one (591) of the Code, relative to compensation of township clerks.

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

Senate File No. 181, a bill for an act to amend Section Six (6) and Chapter Eleven (11) of the laws of the Thirtieth General Assembly, entitled "An act enlarging the powers of the district court, and to regulate the treatment and control of dependent, neglected and delinquent children. (Additional to Chapter Five (5) of Title Three (III) of the Code, relating to the district court.)"

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

Senate substitute for House File No. 131, a bill for an act to amend Section Four Hundred Twenty-two (422) of the Code, relative to the power of Boards of Supervisors, and granting additional powers.

Read first and second time and passed on file.

CONSIDERATION OF BILLS.

On motion of Weeks of Guthrie, Senate substitute for House File No. 72, a bill for an act to amend Section Forty-three Hundred Forty-one (4341) of the Code, relating to actions of mandamus, with report of committee recommending passage, was taken up and considered.

Mr. Weeks moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Dow, Dunn, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Greenwood, Grier, Hackler, Hambleton, Hanna, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kendall, Kull, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Sparks, Stewart, Stillman, Stoltenberg, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde—81.

The nays were:

Teter, Mr. Speaker—2.

Absent or not voting:

Balluff, Beery, Bergeson, Bixby, Calkins, Dewell, Drury, Dye of Decatur, Elliott, Flugum, Fox, Geneva, Hanson, Jewell, Kellogg, Koontz, Lee, Lowrey, Miller of Bremer, Schroeder, Sheldon, Smith, Springer, Sullivan, Wilson—25.

So the bill passed and the title was agreed to.

On motion of Weeks of Guthrie, Senate File No. 185, a bill for an act to amend Section Thirty-six Hundred Fifty-six (3656) of the Code, relating to the appearance term for certain actions, with report of committee recommending passage, was taken up and considered.

Mr. Weeks moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hanna, Harding, Harvey, Heles, Hickey, Holmes, Hume,

Inman, Jewell, Jones, Kelley, Kendall, Kull, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Schoenenberger, Schulte, Shaffer, Sidey, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde—83.

The nays were:

Teter, Mr. Speaker—2.

Absent or not voting:

Balluff, Bergeson, Bixby, Blackmore, Calkins, Cottrell, Drury, Dye of Decatur, Elliott, Fox, Hambleton, Hanson, Kellogg, Koontz, Lee, Lowrey, Miller of Bremer, Ritter, Schroeder, Sheldon, Smith, Springer, Wilson—23.

So the bill passed and the title was agreed to.

On motion of Swan of Appanoose, Senate File No. 64, a bill for an act to legalize certain actions of the board of supervisors of Appanoose county, Iowa, relating to drainage district No. 1 of said county, and the issuance of bonds for the payment of the expenses, costs, costs of construction, and fees, with report of committee recommending passage, was taken up and considered.

Teter of Marion moved that the bill be re-referred to the Committee on Judiciary.

Motion prevailed, and the bill was so referred.

On motion of Doran of Boone, House File No. 141, a bill for an act to amend Section Twenty-four Hundred and Eighty-three (2483) of the Supplement to the Code, with the report of committee recommending passage, was taken up and considered.

Hambleton of Mahaska moved to amend House File No. 141 by inserting before the word "that" in Section One (1) the word and figure "Section 1;" and by inserting after the word "that" the words "the law as it appears in;" and by striking out the word "of" following the word "supplement" in line one (1) and inserting the word "to" in lieu thereof.

Amendments adopted.

Teter of Marion moved to amend House File No. 141 by striking out the word and figures "tenth (10th)" in the second (2d) line of the printed bill and inserting the word "ninth (9th)" in lieu thereof; and by inserting the words "the same" between the words "and" and "is" in the second (2d) line of the printed bill; and by striking out the word "in" in the second line of the printed bill and inserting the word "of" in lieu thereof.

Amendments adopted.

DeMar of Davis moved to amend House File No. 141 by striking out the word "eighteen (18)" in the third (3d) line of the printed bill and inserting in lieu thereof the word "sixteen (16)."

Amendment lost.

Doran of Boone moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Balluff, Beery, Bergeson, Bixby, Clarke, Clary, Corrie, Darrah, Dewell, Dodds, Doran, Dow, Dunn, Geneva, Hackler, Hambleton, Holmes, Hume, Jewell, Kelley, Lowrey, Maben, Mason, Miller of Dubuque, Morris, Offill, Ritter, Smith, Sparks, Sullivan, Swan, Teter, Weeks, Wolfe, Mr. Speaker—36.

The nays were:

Anderson, Arney, Baird, Bascom, Bauman, Blackmore, Bonwell, Brandes, Cassady, Conn, Cottrell, DeMar, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hanna, Harding, Harvey, Heles, Hickey, Jones, Kellogg, Kendall, Kull, Lister, McAllister, McDonald, McElrath, Mann, Marston, Meredith, Miller of Bremer, Moore, Nix, Paul, Pierce, Price, Reaney, Reitz, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Stewart, Stillman, Stoltenberg, Swift, Van Houten, Webster, Welden, White, Wilson, Youde—62.

Absent or not voting:

Calkins, Drury, Elliot, Hanson, Inman, Koontz, Lee, Mercer, Schroeder, Springer—10.

So the bill was lost.

On motion of Miller of Dubuque, Senate File No. 120, a bill for an act to repeal the law as it appears in Section Nine Hundred and Fifty-five-A (955-A) of the Supplement to the Code, relating to compensation of waterworks trustees in special charter cities having a population of thirty thousand (30,000) or more, with report of committee recommending passage, was taken up and considered.

Mr. Miller moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bixby, Blackmore, Bopwell, Brandes, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—93.

The nays were:

None.

Absent or not voting:

Beery, Bergeson, Calkins, Cassady, Clary, Drury, Elliott, Fox, Holmes, Lee, Lister, Schroeder, Springer, Van Houten, Wolfe—15.

So the bill passed and the title was agreed to.

On motion of Miller of Dubuque, Senate File No. 119, a bill for an act to amend Chapter Fourteen (14) of Title V (5) of the Code, relating to the management of waterworks in special charter cities having a population of thirty-five thousand (35,000) or more, and all acts or parts of acts in so far as they conflict with this act shall not be applicable to any such cities, with report of committee recommending passage, was taken up and considered.

Pierce of Buena Vista moved to amend Senate File No. 119 by striking out the words "such cities" in line One (1) of Section One (1) of the printed bill, and inserting in lieu thereof the words and figures, "special charter cities having a population of thirty-five hundred (3500) or more."

Amendment adopted.

Mr. Miller moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dodds, Doran, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Stoltenberg, Sullivan, Swan, Teter, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Arney, Calkins, Corrie, Dewell, Dow, Drury, Dunn, Elliott, Flugum, Holmes, Koontz, Kull, McElrath, Schroeder, Springer, Stillman, Swift, Van Houten—18.

So the bill passed and the title was agreed to.

On motion of Sparks of Wapello, House File No. 222, a bill for an act to amend Section Two Thousand Eight Hundred and Twenty-three-o (2823-o) of Chapter Fourteen-c (14-c) of the Supplement to the Code, relating to the distribution of books in school districts, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Stoltenberg, Sullivan, Swan, Swift, Webster, Weeks, Welden, Wilson, Wolfe, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Arney, Calkins, Dow, Drury, Elliott, Flugum, Harvey, Hume, Kellogg, Koontz, Lee, McElrath, Ritter, Schroeder, Stillman, Teter, Van Houten, White, Youde—19.

So the bill passed and the title was agreed to.

On motion of Weeks of Guthrie, Senate File No. 62, a bill for an act to legalize the acts and resolutions passed by the board of supervisors of Van Buren county, Iowa, making final settlement with H. L. McGrew, county treasurer of said county, and releasing said H. L. McGrew and his bondsmen from liability on account of loss by reason of the deposit of county and other funds in a private banking house of E. H. Skinner & Co., with report of committee recommending passage, was taken up and considered.

Bauman of Van Buren moved to amend Senate File No. 62 by striking out all of Section Two (2) and inserting in lieu thereof the following:

SEC. 2. Nothing in this act shall affect pending litigation.

Amendment lost.

Weeks of Guthrie moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Corrie, Darrah, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Lister, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reancy, Ritter, Schoenenberger, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—83.

The nays were:

Baird, Bauman, Cottrell, Reitz, Sparks, Swift—6.

Absent or not voting:

Balluff, Calkins, Clary, Conn, DeMar, Drury, Elliott, Heles, Koontz, Kull, Lee, Lowrey, McDonald, Schroeder, Schulte, Springer, Teter, Wolfe—19.

So the bill passed and the title was agreed to.

On motion of Sidey of Adair, House File No. 251, a bill for an act to legalize the incorporation of the town of Bridgewater, Iowa, the election of its officers, the passage of its ordinances and resolutions and acts done by the city council in the adoption and enforcement of its ordinances and resolutions, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary,

Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Fenn, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Allred, Calkins, Cottrell, Drury, Elliott, Felt, Flugum, Hanson, Harding, Holmes, Koontz, Kull, Lowrey, Mercer, Miller of Bremer, Schroeder, Springer, Van Houten, Weeks—19.

So the bill passed and the title was agreed to.

On motion of Hambleton of Mahaska, the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Darrah of Lucas and McDonald of Carroll excused for the session.

#### MOTION TO RECONSIDER.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which House File No. 53 failed to pass the House and by which it passed to its third reading.

J. H. LOWREY.

I second the motion.

C. A. MEREDITH.

#### CONSIDERATION OF BILLS.

On motion of Miller of Dubuque, Senate File No. 60, a bill for an act to validate and legalize the consolidation of the Dunleith & Dubuque Bridge Company, a corporation created under the laws of the State of Illinois, with the Dunleith & Dubuque Bridge

Company, a corporation created under the laws of the State of Iowa, and validating and legalizing all rights and franchises under said consolidation by said Iowa corporation, and all corporate acts and proceedings of the said Iowa corporation since the consolidation of the said Illinois corporation with it, with report of committee recommending passage, was taken up and considered.

Mr. Miller moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, DeMar, Dewell, Dodds, Doran, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lowrey, McAllister, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Beery, Calkins, Corrie, Cottrell, Darrah, Drury, Dunn, Elliott, Feely, Felt, Fox, Geneva, Kelley, Kellogg, Lee, Lister, McDonald, Marston, Schroeder, Sparks, Springer, Swift—22.

So the bill passed and the title was agreed to.

On motion of Bixby of Delaware, Senate File No. 98, a bill for an act to empower the State Educational Board of Examiners to validate teachers' certificates issued in other States, with report of committee recommending passage, was taken up and considered.

Mr. Bixby moved that the rule be suspended, and that the bill

be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—92.

The nays were:

None.

Absent or not voting:

Calkins, Cottrell, Darrah, Drury, Elliott, Feely, Geneva, Hanna, Jones, Kellogg, Lee, McDonald, Schroeder, Sparks, Springer, Swift—16.

So the bill passed and the title was agreed to.

On motion of Weeks of Guthrie, substitute for House File No. 102, a bill for an act to amend Sections Twenty-four Hundred and Sixty-seven (2467) and Twenty-four Hundred and Sixty-eight (2468) of the Code, relating to fire companies, and providing for a penalty for the violation of said sections, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Clarke, Clary, Conn,

Corrie, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McElrath, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—91.

The nays were:

None.

Absent or not voting:

Bonwell, Calkins, Cassady, Cottrell, Darrath, Drury, Elliott, Feely, Geneva, Kellogg, Lee, McDonald, Maben, Schroeder, Sheldon, Springer, Webster—17.

So the bill passed and the title was agreed to.

On request of Clary of Chickasaw, unanimous consent having been given, House File No. 242, with Senate amendments, was taken up and the amendments read and considered.

Mr. Clary moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Ofill, Paul, Pierce, Price, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—85.

The nays were :

None.

Absent or not voting :

Anderson, Calkins, Cassady, Cottrell, Darrah, Drury, Elliott, Feely, Fox, Geneva, Hanna, Holmes, Kellogg, Lee, Lister, McDonald, Mason, Morris, Reaney, Schroeder, Sparks, Springer, Welden—23.

So the House concurs.

On request of Sidey of Adair, unanimous consent having been given, House File No. 7, with Senate amendments, was taken up and the amendments read and considered.

Mr. Sidey moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were :

Allred, Arney, Baird, Balluff, Bascom, Bauman, Beregson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lister, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde, Mr. Speaker—86.

The nays were :

None.

Absent or not voting :

Anderson, Beery, Calkins, Cassady, Cottrell, Darrah, Drury, Elliott, Feely, Geneva, Hume, Kellogg, Koontz, Lee, Lowrey, McDonald, Nix, Reaney, Reitz, Schroeder, Sparks, Springer—22.

So the House concurs.

On motion of Mason of Lee, House File No. 228, a bill for an act to amend the law as it appears in Section Forty-nine Hundred and Ninety-nine-b (4999-b) of the Supplement of the Code, relating to the safeguarding of machinery, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Mason moved to amend House File No. 228 by inserting the word "such" before the word "machinery" in the fifth (5th) line of the printed bill.

Amendment adopted.

Clary of Chickasaw moved to amend House File No. 228 by inserting the word "willfully" between the words "person" and "to" in the fourth (4th) line of the printed bill.

Amendment adopted.

Mason of Lee moved to amend House File No. 228 by striking out the words and characters "word "guarded"" and inserting the word "period" in lieu thereof.

Amendment adopted.

Weeks of Guthrie moved to amend House File No. 228 by striking out the words "this chapter" at the end of Section One (1) and inserting in lieu thereof the words "the Supplement to the Code."

Amendment adopted.

Mason of Lee moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore,

Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde—93.

The nays were:

None.

Absent or not voting:

Calkins, Cottrell, Darrah, Drury, Elliott, Feely, Grier, Kellogg, Lee, Morris, Schroeder, Sheldon, Springer, Wolfe, Mr. Speaker—15.

So the bill passed.

Weeks of Guthrie moved to amend the title to House File No. 228 by striking out the word "of" following the word "supplement" in the second (2d) line, and inserting the word "to" in lieu thereof.

Amendment adopted, and the title, as amended, agreed to.

On motion of Offill of Jasper, House File No. 77, a bill for an act to regulate the use and sale of toy pistols, firecrackers, dynamite caps, and blank cartridges, with report of committee recommending passage as amended, was taken up, considered and the report of the committee, with amendment, was adopted.

Hambleton of Mahaska moved to amend House File No. 77 by adding to Section Two (2) the following: "except during years known as presidential years, in case of republican success, when clemency may be exercised at the discretion of the court."

Amendment lost.

Clarke of Jefferson moved to amend House File No. 77 by striking out the word "five (5)" in the second line of Section One (1) and inserting the word "three (3)" in lieu thereof.

Amendment lost.

Swift of Shelby moved to amend House File No. 77 by striking out from Section One (1) the phrase "not to exceed five (5) inches in length and not more than three-fourths ( $\frac{3}{4}$ ) of an inch in diameter."

Amendment lost.

Meredith of Cass moved to amend House File No. 77 by striking out the words "or both" in line four (4) of Section Two (2) of the original substitute; and by striking out the word "at" in line four (4) of Section Two (2) of the original substitute and inserting the word "in" in lieu thereof.

Amendment adopted.

Meredith of Cass moved to amend House File No. 77 by inserting between the words "offer" and "or" in line one (1), Section One (1) of the original substitute the words "for sale."

Amendment adopted.

Offill of Jasper moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Shaffer, Sidey, Smith, Stewart, Stillman, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde—84.

The nays were:

Balluff, Dow, Earle, Harding, Helcs, Kellogg, Price, Reitz, Schulte, Sheldon, Sparks, Sullivan, Wolfe, Mr. Speaker—14.

Absent or not voting:

Calkins, Drury, Elliott, Feely, Geneva, Lee, Lowrey, Schroeder, Springer, Stoltenberg—10.

So the bill passed and the title was agreed to.

On motion of Sullivan of Polk, the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 21, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. Charles L. Wilson of What Cheer.

Journal of Wednesday, February 20, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Sullivan of Polk presented resolutions of remonstrance of the Swedish-American Republican Club, Sixth Ward Improvement League, and the Seventh Ward Municipal Club, of Des Moines, opposing the passage of the "Galveston" or "Des Moines Plan" bill, known as House File No. 285.

Referred to Committee on Municipal Corporations.

Hackler of Webster presented petitions of merchants, taxpayers and citizens of Clare, Barnum and Gowrie relative to House File No. 132.

Referred to Committee on Judiciary.

Smith of Wright presented petition of merchants and business men of Wright county relative to the amendment to Section Four Thousand and Eleven (4011) of the Code.

Referred to Committee on Judiciary.

Meredith of Cass presented petition of citizens of Griswold relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Weeks of Guthrie presented petition of citizens of Guthrie county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Speaker Kendall presented memorial of the General Assembly of the State of Oregon relative to the constitutional amendment of the United States providing for the election of United States Senators by direct vote.

Referred to Committee on Constitutional Amendments.

Bixby of Delaware presented petition of citizens of Delaware county relative to establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Feely of Black Hawk presented petition of citizens of Waterloo relative to establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Sullivan of Polk presented petition of citizens of Des Moines relative to a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Brandes of Pottawattamie presented remonstrance of Local No. 212, American Federation of Musicians of Council Bluffs, opposing House File No. 135.

Referred to Committee on Judiciary.

Drury of Sac presented remonstrance of voters of Early and vicinity against licensing of hunters.

Referred to Committee on Fish and Game.

Swift of Shelby presented petition of taxpayers of Shelby county relative to House File No. 75.

Referred to Committee on Appropriations.

Swift of Shelby presented communication of John M. Cox, Jr., of Harlan, Iowa, as vice-president of the Iowa Swine Breeders' Association, relative to House File No. 75.

Wilson of Tama presented petition of citizens of Gladbrook, Tama county, relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Shaffer of Fayette presented petition of citizens of Fayette county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Pierce of Buena Vista presented petition of residents and voters of Storm Lake, Buena Vista county, relative to an appropriation for the Bacteriological Laboratory.

Referred to Committee on Appropriations.

Lowrey of Calhoun presented petition of residents of Calhoun county relative to the licensing of hunters.

Referred to Committee on Fish and Game.

Swan of Appanoose presented resolutions of the Centerville Commercial Club relative to the Iowa Board of Railroad Commissioners.

Referred to Committee on Railroads and Commerce.

Clarke of Jefferson presented petition of citizens of Jefferson county relative to the establishment of Agricultural High Schools.

Referred to Committee on Appropriations.

Hambleton of Mahaska presented petition of citizens of Oskaloosa, Mahaska county, relative to women's suffrage.

Referred to Committee on Constitutional Amendments.

Hambleton of Mahaska presented petition of citizens of Mahaska county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Hambleton of Mahaska presented communication of Dr. S. W. Clark of Oskaloosa relative to transportation for railway physicians and attorneys.

Referred to Committee on Railroads and Commerce.

Dye of Decatur presented petition of citizens of Garden Grove, Decatur county, relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Geneva of Keokuk presented communication of Edwin Franken,

pharmacist, of Sigourney, Iowa, relative to Senate File No. 157; also relative to the pure food and drug bills.

Referred to Committee on Public Health.

Greenwood of Mills presented remonstrance of citizens of Mills county against the pardon of Thomas W. Watson.

Referred to Committee on Pardons.

Doran of Boone presented petition of citizens of Boone relative to establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

In conformity with the concurrent resolution relative to a joint committee to prepare a program for a joint convention to be held in the House Chamber on February 22, the Speaker named as members of such committee on the part of the House:

Lister of Grundy, Arney of Marshall, Sparks of Wapello.

#### REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 38, a bill for an act prohibiting any corporation doing business within the State, or any officer, agent or representative thereof acting for such corporation, from giving or contributing any money, property, labor, or thing of value, to any member of any political committee, party or employe thereof, or to any candidate for any office for campaign expenses or political purpose whatsoever, or to any person, partnership or corporation for the purpose of influencing or causing said person, partnership or corporation to influence any elector of the State to vote for or against any candidate for public office, or candidate for nomination for any public office, or to any public officer for the purpose of influencing his official action; and prohibiting any member of any political committee, party or employe thereof, or any candidate for any office, from soliciting, requesting or knowingly receiving any such contribution from any corporation for campaign expenses or political purpose whatsoever, and providing a penalty for the violation thereof, beg leave to report that they have had the same under consideration and recommend that the same be amended by striking out the period "." at the end of Section One (1) and inserting in lieu thereof a comma ",", and by adding thereto the following: "but nothing in this act shall be construed to restrain or abridge the liberty of the press or prohibit the consideration and discussion therein of candidacies, nominations, public officers or political questions". And that when so

amended the said committee has instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 270, a bill for an act to amend Sections Five (5) and Six (6) of Chapter One Hundred Eighty-six (186), laws of the Thirtieth General Assembly, relative to the meandered lake beds in the State, and authorizing the Executive Council to survey and sell 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 do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 294, a bill for an act to legalize the incorporation of the town of Clutier, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions, and all acts done by the officials of said town while acting as such, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred substitute for Senate File No. 64, a bill for an act to legalize certain actions of the Board of Supervisors of Appanoose county, Iowa, relating to Drainage District No. One (1) of said county and the issuance of bonds for the payment of the expenses, costs, costs of construction and fees, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adopting in lieu thereof the following substitute:

SUBSTITUTE FOR SENATE FILE NO. 64.

A BILL for an act to legalize certain actions of the Board of Supervisors of Appanoose county, Iowa, relating to Drainage District No. One (1) of said county and the issuance of bonds for the payment of the expenses, costs, costs of construction and fees.

WHEREAS, The Board of Supervisors of Appanoose county, Iowa, after due and legal service of notice of the pendency of petition and as to the appraisalment of damages and the assessment of costs, established Drainage District No. One (1) of said county and fixed the amount of damages to be paid to each of the parties entitled thereto, and apportioned the costs, expenses, costs of construction and fees, as provided by law; and

WHEREAS, The Board of Supervisors thereafter, after advertising, as required by law, and receiving sealed bids, awarded contracts to the lowest bidder; and,

WHEREAS, The work on said drainage district has been commenced under the terms of said contracts, and a portion of the work thereon completed; and,

WHEREAS, The Board of Supervisors, upon the recommendation of the engineer in charge, changed the size of the ditch to be constructed from six (6) feet wide at the bottom to twenty (20) feet wide at the bottom, said change being made after the establishment of said district and the advertising and receiving bids, and without a re-advertisement for receiving bids for the construction of a ditch twenty (20) feet wide at the bottom; and,

WHEREAS, Doubts have arisen as to the legality of the action of the said Board of Supervisors in so changing the size of the said ditch, and in establishing Drainage District No. One (1) of said county, and in appraising the damages, awarding the contracts, in making the levy of special assessments, and in the order for the issuance of bonds, and the issuance thereof; now, therefore,

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That all actions of the Board of Supervisors of Appanoose county, Iowa, in establishing Drainage District No. One (1) of said county, and in appraising the damages to the property owners therein, and in awarding the contracts for the construction of the improvements therein, and in making the levy of the special assessments against the land and property therein benefited, and in the order for the issuance of drainage bonds and the issuance thereof to the extent of thirty thousand dollars (\$30,000) be, and the same are hereby legalized, and made valid and binding to the same extent as though the law had been technically complied with in every respect. Provided, however, that nothing herein contained shall be construed to affect pending litigation.

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Semi-Weekly Iowagian, newspapers published in Des Moines and Centerville, Iowa, respectively; such publications to be without expense to the State.

And when so amended that the bill do pass.

E. W. WEEKS,  
Chairman.

Adopted.

Jones of Montgomery, from the Committee on Appropriations, submitted the following reports:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 138, a bill for an act making an appropriation for the erection of a monument in Elmwood Cemetery, DeWitt, Iowa, in commemoration of the memory of one, John Lepper, and providing the method of such erection, beg leave to report 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.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 161, a bill for an act to appropriate money for the purpose of erecting a monument over the grave of a Revolutionary soldier buried at Center Point, Linn county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 154, a bill for an act to amend the law as it appears in Section Twenty-six Hundred and Eight (2608) of the Supplement to the Code, relating to the Soldiers' Home at Marshalltown, beg leave to report 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.

F. F. JONES,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 158, a bill for an act making an additional appropriation to pay the remainder of the expenses of the members of the Iowa Shiloh Monument Commission, the Iowa Lookout Mountain and Missionary Ridge Monument Commission, and the Iowa Vicksburg Park Monument Commission, and the Iowa Andersonville Prison Monument Commission, upon their joint visit to dedicate the monuments erected by the State of Iowa upon southern battlefields and at Andersonville, beg leave to report 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.

F. F. JONES,  
*Chairman.*

## MINORITY REPORT.

MR. SPEAKER—We, the undersigned, a minority of the Appropriations Committee, to whom was referred Senate File No. 158, have considered the same and the minority beg leave to differ from the action of the majority and recommend that the bill do pass.

WARD WILSON,  
JOHN LISTER,  
O. K. MABEN,  
J. R. SMITH,  
F. E. SHELDON,  
J. M. FENN,  
J. H. DARRAH.

Ordered passed on file.

Marston of Cerro Gordo, from the Committee on Public Health, submitted the following reports:

MR. SPEAKER—Your Committee on Public Health, to whom was referred Senate File No. 25, a bill for an act to repeal Section Three (3) of Chapter One Hundred and One (101) of the laws of the Thirty-first General Assembly, and of Chapter One Hundred and Thirteen (113) of the laws of the Thirty-first General Assembly, relative to establishing and maintaining a State Board of Health Laboratory at Iowa City and enacting in lieu thereof the following:—beg leave to report 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.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred Senate File No. 19, a bill for an act requiring manufacturers and dealers to label white lead, mixed paints, varnishes, and similar compounds, and linseed oil, defining linseed oil, and boiled linseed oil, and fixing penalties for its violation and repealing Sections Twenty-five Hundred and Ten-a (2510-a), Twenty-five Hundred and Ten-B (2510-B), Twenty-five Hundred and Ten-c (2510-c), Twenty-five Hundred and Ten-D (2510-D) and Twenty-five Hundred and Ten-E (2510-E) of the Supplement to the Code; and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows:

Strike out in Section Three (3), after the word "State", the following words: "in type not smaller than eight-point gothic".

And when so amended that the bill do pass.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Lister of Grundy, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 216, a bill for an act to amend Chapter Ninety-eight (98), Acts of the Thirty-first General Assembly, relative to the registration and publication of pedigrees, beg leave to report 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 the following to Section One (1):

“And by striking out of the seventeenth (17th) and eighteenth (18th) lines the words ‘or herd book’”.

And when so amended that the bill do pass.

JOHN LISTER,  
*Chairman.*

Adopted.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following reports:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 97, a bill for an act making an appropriation to defray the mileage and expenses of the members of the various committees sent by the Thirty-second General Assembly to visit the several State institutions.

Also:

Senate File No. 102, a bill for an act making an appropriation to pay the additional employes of the Thirty-second General Assembly.

Also:

Senate File No. 49, a bill for an act to provide for the purchase of legislative references to, and indexes of, current legislation and making an appropriation therefor.

Also:

Senate File No. 58, a bill for an act providing that Section Six Hundred and Fifty-four (654) of the Supplement to the Code, and Section Six Hundred and Seventy-two (672) of the Code, relating to the appointment and compensation of police matrons, be made applicable to special charter cities.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Adopted.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 87, a bill for an act for the relief of the grantees of Jacob W. Applegate, and

for the purpose of having a patent issued in the name of S. S. Judge for a certain tract of land.

Also:

Senate File No. 29, a bill for an act legalizing the ordinances, acts, proceedings, resolutions and amendments to the ordinances passed by the city council of Leon, Iowa, and legalizing all the acts, proceedings, and resolutions adopted or passed by the said city council in changing from the incorporated town of Leon, Iowa, to the incorporated city of Leon, Decatur county, Iowa, legalizing all of the aforesaid proceedings as fully and effectually as if the law in every particular had been complied with in the passage of all said acts, proceedings and resolutions and publication thereof, if same had in any respect been omitted or neglected, and legalizing all the acts of the officials acting under said acts, ordinances, proceedings and resolutions.

Also:

Senate File No. 46, a bill for an act to legalize the acts and proceedings of the city council of the city of Anamosa, Iowa, relative to the construction of permanent sidewalks; and relative to the change of grade of a certain street.

Also:

Senate File No. 121, a bill for an act to provide that Chapter Eight (8) of Title Six (6) of the Code, relating to removal of municipal officers, be made applicable to special charter cities.

W. B. SEELEY,

*Chairman Senate Committee.*

PAUL E. STILLMAN,

*Chairman House Committee.*

Adopted.

#### INTRODUCTION OF BILLS.

By Wolfe of Clinton, House File No. 309, a bill for an act to secure the payment of the claims of material men, merchants or laborers employed by contractors upon State, municipal or other public work.

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

By Van Houten of Taylor (by request), House File No. 310, a bill for an act to amend Sections Three (3) and Four (4) of Chapter Three (3) of the acts of the Thirty-first General Assembly, relating to printing, binding and distribution of State reports and documents.

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

By Sidey of Adair, House File No. 311, a bill for an act to authorize postal voting in the State of Iowa.

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

By Committee on Public Lands and Buildings, House File No. 312, a bill for an act authorizing the Executive Council to build walks and steps and make necessary repairs around the Capitol building and grounds and make an appropriation therefor.

Read first and second time and passed on file.

By Clary of Chickasaw (by request), House File No. 313, a bill for an act to repeal the law as it appears in Chapter One Hundred and Thirty-six (136) of the acts of the Thirtieth General Assembly, and enact in lieu thereof the following, relative to the preservation of life and protection of property and to require the construction of fire escapes on certain buildings and enclosures now constructed or hereafter to be erected, providing the manner of constructing the same and imposing penalties for the violation thereof, additional to Chapter Ten (10) of Title Twenty-four (24) of the Code, relative to offenses against the public health.

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

By Brandes of Pottawattamie, House File No. 314, a bill for an act to empower city and town councils to make an appropriation not to exceed One Hundred and Fifty (150) Dollars to assist in defraying the expenses incident to an appropriate observance of Memorial Day.

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

By Lister of Grundy, House File No. 315, a bill for an act to provide for agricultural extension work and for a correspondence school of agriculture by the Iowa State College of Agriculture and the Mechanic Arts and making appropriations therefor.

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

By Meredith of Cass, House File No. 316, a bill for an act providing for scales and the weighing of commodities transported in carload lots, and furnishing certificates of weight by common car-

riers and providing penalties for the violation of this act, in addition to Chapter Seven (7), Title Ten (10) of the Code.

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

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

House File No. 12, a bill for an act relative to township trustees, road superintendents, road districts, and the collection of property road tax.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended by substitute and passed the following bill, in which the concurrence of the Senate was asked:

Senate substitute for House File No. 42, a bill for an act relating to the time of holding meetings of the Board of Supervisors.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 211, a bill for an act legalizing certain plats by County Auditors and descriptions of land in instruments thereto.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 201, a bill for an act to reimburse the Superintendent of Public Instruction for sums paid by him on account of the State Educational Board of Examiners.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 208, a bill for an act relative to the publication of acts of the General Assembly.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 80, a bill for an act relative to the purchase of a tract of land for the State Fair Grounds.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Concurrent resolution relative to joint session to the held in the House Chamber at 11:00 o'clock a. m. Friday, February 22, 1907, and names as the committee on the part of the Senate, Senators Jackson, Jones and Moon.

GEO. A. NEWMAN,  
*Secretary.*

SENATE MESSAGES CONSIDERED.

Senate concurrent resolution relative to printing copies of road and drainage laws.

Laid over under Rule 34.

Substitute for Senate File No. 78, a bill for an act to provide for the examination and regulation of graduate nurses. Also to regulate the practice of nursing by graduate nurses and to provide a penalty for the violation thereof.

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

Senate File No. 107, a bill for an act to amend Section Two Thousand Five Hundred and Fifty-one of the Supplement to the Code, relative to the protection of game.

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

Senate File No. 80, a bill for an act appropriating money to J. H. Cownie, Jr., R. R. McCutchen and F. M. Hubbell, as trustees, to reimburse them for the funds advanced and used in the pur-

chase of a tract of land for the State as an addition to the State Fair Grounds.

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

Senate File No. 162 was taken up on the message stating that the Senate had refused to concur in the House amendment.

Teter of Marion moved that the House insist upon its amendment, and request the appointment of a conference committee.

Motion prevailed.

The Speaker appointed as Conference Committee on Senate File No. 162, on the part of the House, Teter of Marion, Hackler of Webster, Harding of Woodbury, Arney of Marshall.

#### CONSIDERATION OF BILLS.

On motion of Brandes of Pottawattamie, House File No. 150, a bill for an act to amend Section Four Hundred and Thirty-two (432) of the Code, pertaining to meetings of Soldiers' Relief Commission, with report of committee recommending passage as amended, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul-Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stolt-enberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—102.

The nays were:

None.

Absent or not voting:

Calkins, Elliott, Kellogg, Mercer, Sheldon, Sparks—6.

So the bill passed and the title was agreed to.

On motion of Fox of Dallas, House File No. 283, a bill for an act to legalize the incorporation of the town of Linden, Dallas county, Iowa, the election of its officers, the passage, adoption and record of all of its ordinances, resolutions and rules, and all acts done by the council of said town, with report of committee recommend passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clark, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn-Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—97.

The nays were:

None.

Absent or not voting:

Bergeson, Calkins, Drury, Elliott, Greenwood, Harding, Kelley, Koontz, Lowrey, Morris, Van Houten—11.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, House File No. 192, a bill

for an act making an appropriation for the salary and expenses of State agents and other expenses incurred under Chapter One Hundred and Eighty-one (181) of the acts of the Thirty-first General Assembly, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hacker, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—95.

The nays were:

None.

Absent or not voting:

Calkins, Conn, Dow, Drury, Elliott, Koontz, Lowrey, Miller of Bremer, Morris, Sheldon, Sparks, Teter, Wolfe—13.

So the bill passed and the title was agreed to.

On motion of Marston of Cerro Gordo, House File No. 125, a bill for an act to repeal Section Twenty-four Hundred Seventy-four (2474) of the Code, relating to reports and returns to the Bureau of Labor Statistics, and to enact a substitute therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee, with amendments, adopted.

Moore of Linn moved to amend House File No. 125 by insert-

ing the words "by registered mail" after the word "mailed" in line eleven (11) of Section Two (2), as incorporated by amendment.

**Amendment adopted.**

Meredith of Cass moved to amend House File No. 125 by striking out the word "of" immediately following the word "days" in line ten (10) of Section Two (2) of the printed bill, and inserting in lieu thereof the word "after."

**Amendment adopted.**

Jones of Montgomery moved to amend House File No. 125 by striking out the word "such" in line two (2) of Section Two (2) of the printed bill, and inserting the word "other" in lieu thereof.

**Amendment lost.**

Marston of Cerro Gordo moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welton, White, Wilson, Youde, Mr. Speaker—101.

The nays were:

None.

Absent or not voting:

Calkins, Drury, Elliott, Miller of Bremer, Sparks, Springer, Wolfe—7.

So the bill passed and the title was agreed to.

On motion of Lee of Emmet, Senate File No. 69, a bill for an act to amend the law as it appears in Section Thirty-five Hundred Twenty-nine (3529) of the Supplement to the Code, relating to the service of original notice upon any corporation or person owning or operating any railway, or canal, steamboat or other river craft, or any telegraph, telephone, stage, coach or car line, express company or foreign corporation, with report of committee recommending passage, was taken up and considered.

Van Houten of Taylor moved to re-refer Senate File No. 69 to the Committee on Judiciary.

Motion prevailed and the bill was so referred.

On motion of Darrah of Lucas, Senate File No. 41, a bill for an act providing for district sanitary conventions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Darrah moved to amend Senate File No. 41 by inserting after the word "board" in line five (5) of Section Two (2) the following:

"And who shall receive the same per diem as provided by law for township trustees, and whose traveling expenses shall be paid by the county he represents."

**Amendment adopted.**

The Speaker announced that he had signed, in the presence of the House, as Speaker of the House, Senate Files Nos. 97, 102, 49, 58, 87, 29 and 46.

#### MOTION TO RECONSIDER.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which House File No. 141 failed to pass the house and by which it passed to its third reading.

W. W. McELRATH.

I second the motion.

GUY A. FEELY.

On motion of Harding of Woodbury, the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 22, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. J. E. Youel of Ireton.

Journal of Thursday, February 21, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Hume of Mitchell presented petition of citizens of Osage relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Maben of Hancock presented petition of teachers in the Britt public school endorsing House File No. 260.

Referred to Committee on Schools and Text Books.

Harding of Woodbury presented petition of merchants, taxpayers and citizens of Woodbury county relative to House File No. 132.

Referred to Committee on Judiciary.

Stillman of Greene presented petition of citizens of Grand Junction relative to the establishment of the Woman's Reformatory.

Referred to Committee on Penitentiaries.

Arney of Marshall presented petition of citizens of Marshall county relative to regulating the manufacture and sale of patent and proprietary medicines.

Referred to Committee on Public Health.

Bixby of Delaware presented petition of citizens of Edgewood and vicinity, Clayton county, relative to the establishment of the Woman's Reformatory.

Referred to Committee on Penitentiaries.

Darrah of Lucas presented remonstrance of Local Union No. 799, U. M. W. of A., of Lucas, against House Files Nos. 76 and 82.

Referred to Committee on Judiciary.

Sullivan of Polk presented resolutions of remonstrance of Fourth Ward Improvement League of Des Moines opposing the proposed "Galveston" or "Des Moines" plan of city government, known as House File No. 285.

Referred to Committee on Municipal Corporations.

Kelley of Polk presented petition of citizens of Polk county relative to House File No. 75.

Referred to Committee on Appropriations.

Sullivan of Polk presented petition of the Directors of the Commercial Club of Des Moines relative to House File No. 293.

Referred to Committee on Railroads and Commerce.

Sullivan of Polk presented petition of the Iron Molders' Union, Local No. 316, protesting against House File No. 160.

Referred to Committee on Printing.

Kelley of Polk presented resolutions of Directory Board of the Commercial Club of Des Moines relative to House File No. 293 and Senate File No. 214.

Referred to Committee on Railroads and Commerce.

#### LEAVE OF ABSENCE GRANTED.

On request of Corrie of Ida, leave of absence was granted Casady of Monona until Monday.

On request of Wilson of Tama, leave of absence was granted Hanna of Benton until Monday.

On request of Bixby of Delaware, leave of absence was granted Holmes of Kossuth until Saturday.

On request of McAllister of Linn, leave of absence was granted Fox of Dallas until Saturday.

On request of Pierce of Buena Vista, leave of absence was granted Hambleton of Mahaska until Saturday.

REPORTS OF COMMITTEES.

McAllister of Linn, from the Committee on Military, submitted the following report:

MR. SPEAKER—Your Committee on Military, to whom was referred House File No. 314, a bill for an act to empower city and town councils to make an appropriation not to exceed one hundred and fifty dollars (\$150.00) to assist in defraying the expenses incident to an appropriate observance of Memorial Day, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

JOHN McALLISTER,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Sullivan of Polk, from the Committee on Municipal Corporations, submitted the following reports:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 230, a bill for an act to exempt cities organized under special charter from liability for injury or damage sustained upon public ways and sidewalks, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 171, a bill for an act to amend Section Thirteen Hundred Seventy-three (1373) of the Code, relating to the correction of erroneous assessments, beg leave to report 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 period “.” in the fifteenth line of Section One (1) thereof, the following: “If the court should find that such appeal was not taken in good faith, or through malice, the costs of such appeal, when not sustained, shall be taxed to the appellant, including a reasonable attorney’s fee”; and by striking out in the third line of

Section Three (3) the word "daily"; and when so amended that the bill do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Darrah of Lucas, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 98, a bill for an act to amend Sections One Thousand One Hundred Thirty-seven-b (1137-b), One Thousand One Hundred Thirty-seven-f (1137-f), and One Thousand One Hundred Thirty-seven-g (1137-g), of Chapter Three-A (3-A), of the Code Supplement 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 amended by striking out of line six in Section Three (3), the words "being posted up" and inserting in lieu thereof the word "posting", and also in line six by striking out the words "one of the most" and inserting in lieu thereof the word "three", and in line seven of Section Three (3) by striking out the words "and in addition" and inserting in lieu thereof the words "thirty days prior to the time of taking the vote, and", and by striking out in lines eight and nine of said section the words "for at least thirty days prior to the time of taking the vote", and when so amended that the bill do pass.

J. H. DARRAH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 279, a bill for an act to repeal Section Eleven Hundred and Sixty-four (1164) of the Code, in relation to recording abstracts of votes in the office of the Secretary of State, 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 do pass.

J. H. DARRAH,  
*Chairman.*

Adopted.

Marston of Cerro Gordo, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred Senate File No. 78, a bill for an act to provide for the examination and regulation of graduate nurses. Also to regulate the practice of nursing by graduate nurses and to provide a penalty for the violation 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 amended by striking out the words "graduate

and" in the second line of Section One (1) of the Senate substitute bill, by changing the period at the end of the first section to a comma and adding to said section the words "except as hereinafter provided"; by inserting the words "and who have been engaged in the practice of nursing prior to the passage of this act" after the word "State" in the seventeenth line of Section Two (2) of the Senate substitute bill.

By striking out the words "graduate and" in the third line of Section Four (4) and the abbreviations "G. N." and the word "or" in the fourth line of Section Four (4) and the words "graduate or" in the fifth line of Section Four (4). By striking out the word "and" in the seventh line of Section Four (4) and insert the word "or" in lieu thereof.

And when so amended that the bill do pass.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Lister of Grundy, from the Joint Committee on Program, presented the following report, which, under suspension of the rule, was adopted:

MR. SPEAKER—We, your joint committee, appointed to prepare program for the celebration of Washington's birthday, at a joint session of the House and Senate, recommend the following:

- Prayer—Representative Inman of Floyd county.
- Speech—Representative Swift of Shelby county.
- Speech—Senator Crossley of Madison county.
- Speech—Representative Van Houten of Taylor county.
- Speech—Representative Harding of Woodbury county.
- Speech—Senator Gilliland of Mills county.
- Speech—Senator DeWolf of Black Hawk county.
- Song—"America," by the joint assembly.

JOHN LISTER,  
CLAUDE SPARKS,  
W. H. ARNEY,

*Committee on the part of the House.*

J. H. JACKSON,  
E. G. MOON,  
WILLIAM JONES,

*Committee on the part of the Senate.*

#### INTRODUCTION OF BILLS.

By Mercer of Pocahontas, House File No. 317, a bill for an act to appropriate money for the purpose of erecting a monument over the grave of a soldier of the war of 1812, buried at Fonda, Pocahontas county, Iowa.

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

By Hume of Mitchell, House File No. 318, a bill for an act providing for reports and investigations of accidents on railways.

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

By Sullivan of Polk, House File No. 319, a bill for an act to prohibit the discharge into the open air of dense smoke within the corporate limits of cities which now have or may have hereafter a population of Fifty Thousand (50,000) inhabitants; to declare the discharge into the open air of dense smoke within the corporate limits of such cities a public nuisance, and to provide penalties for the violation and enforcement thereof.

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

By Miller of Dubuque (by request), House File No. 320, a bill for an act to strike out all of Section Two Thousand Seven Hundred and Fifty-six (2756) of Chapter Fourteen (14) of the system of Public Schools of the Code of Iowa and substitute the following:

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

By Schulte of Clayton (by request), House File No. 321, a bill for an act to appropriate Two Thousand Dollars (\$2,000) annually to aid Iowa municipalities in obtaining information of general public interest and providing for the publication of the same.

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

By Sparks of Wapello, House File No. 322, a bill for an act to amend Section Seven Hundred Sixty-eight (768) of the Code, relating to vestibules on street cars for the protection of employes operating such cars.

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

By Nix of Union, House File No. 323, a bill for an act to amend Section Fifteen Hundred and Sixty-six-a (1566-a) Supplement to the Code, relating to publication of reports.

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

## MESSAGES FROM THE SENATE.

The following messages were 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. 11, a bill for an act relative to the powers and duties of the Railroad Commissioners.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 136, a bill for an act relative to the sale of canned goods.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Substitute for Senate File No. 171, a bill for an act to prohibit the making or publishing false statements of property of corporations and providing a penalty therefor

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 220, a bill for an act making appropriation for the benefit of the hospital at Mount Pleasant.

GEO. A. NEWMAN,  
*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:

Concurrent resolution relative to adjournment from February 28th to March 5th, 1907.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate File No. 119, a bill

for an act relating to the management of waterworks in special charter cities.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended by substitute and passed the following bill, in which the concurrence of the Senate was asked:

Senate substitute for House File No. 27, a bill for an act relating to special election of township officers in newly created townships.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 184, a bill for an act relating to publication of reports of banks.

GEO. A. NEWMAN,  
*Secretary.*

#### SENATE MESSAGES CONSIDERED.

Senate concurrent resolution relative to printing road and drainage laws was taken up and considered.

Van Houten of Taylor moved that the House concur in the Senate resolution.

Teter of Marion moved to amend the resolution by striking out from the third line of the resolution the words "and the road;" also by striking from said line the word "each."

Amendment lost.

Original motion prevailed, and the House concurs in the Senate concurrent resolution.

Senate File No. 208, a bill for an act to amend Section Thirty-six (36) of the Code, relative to publication of acts of the General Assembly.

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

Senate substitute for House File No. 42, a bill for an act to repeal Section Four Hundred and Twelve (412) of the Code and to enact a substitute therefor, relating to the time of holdings meetings of the Board of Supervisors.

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

House resumed consideration of Senate File No. 41, which was the business pending at adjournment on February 21, the bill being on its second reading.

Darrah of Lucas moved to amend Senate File No. 41 by striking from the first line of Section Four (4) of the printed bill the words and figures "ten dollars (\$10)" and inserting in lieu thereof the words and figures "eight dollars (\$8)."

Amendment adopted.

Lee of Emmet moved to amend Senate File No. 41 by striking out the word "annually" in the second line of Section Two (2) of the printed bill; by striking out the article "a" in said line and inserting the word "one" in lieu thereof; by striking out the word "each" in the third line of Section Three (3) of the printed bill and inserting the word "the" in lieu thereof; and by striking out the letter "s" from the word "conventions" in line two of Section Four (4) of the printed bill.

Maben of Hancock moved that a committee of two be appointed to notify the Senate that the House is ready to receive it.

Motion prevailed.

Speaker appointed as such committee: Maben of Hancock, Balluff of Scott.

The Sergeant-at-arms announced the arrival of the members of the Senate, who took seats on the west side of the House Chamber.

#### JOINT CONVENTION.

The Joint Convention was called to order by Lieutenant Governor Garst, President of the Joint Convention.

The following program was rendered:

Prayer—Representative Inman, Floyd county.

Address—Representative Swift, Shelby county.

Address—Senator Crossley, Madison county.

Address—Representative Van Houten, Taylor county.

Address—Representative Harding, Woodbury county.

Address—Senator Gilliland, Mills county.

Address—Senator DeWolf, Grundy county.

Song, "Battle Hymn of the Republic"—Miss Pearl Barngrover.

Song, "America"—Assembly.

On motion of Senator Turner, the Joint Convention was dissolved.

The House reconvened.

Speaker Kendall in the chair.

On motion of Weeks of Guthrie, the House adjourned until 1:30 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

House resumed consideration of Senate File No. 41, which was pending at adjournment, on an amendment offered by Lee of Emmet.

Amendment adopted.

Marston of Cerro Gordo moved to amend Senate File No. 41 by striking out the words "for the period of" at the beginning of Section Two (2) of the printed bill and inserting the words "During the" in lieu thereof.

Amendment adopted.

Darrah of Lucas moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Clarke, Darrah, Dye of Decatur, Earle, Feely, Hanson, Jewell, Jones, Marston, Meredith, Nix, Paul, Swan, Van Houten, Weeks, Wilson—17.

The nays were:

Anderson, Arney, Baird, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clary, Conn, Corrie, Cottrell, DeMar, Dodds, Doran, Drury, Dunn, Dye of Pottawattamie, Feay, Fenn, Flugum, Greenwood, Grier, Hackler, Harding, Harvey, Heles, Hickey, Hume, Inman, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann,

Mason, Miller of Bremer, Miller of Dubuque, Moore, Offill, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Sullivan, Teter, Webster, Welden, Wolfe, Youde, Mr. Speaker—70.

Absent or not voting:

Balluff, Bauman, Calkins, Cassady, Dow, Elliott, Felt, Fox, Geneva, Hambleton, Hanna, Holmes, Koontz, Mercer, Morris, Sparks, Springer, Stoltenberg, Swift, White—21.

So the bill was lost.

Van Houten of Taylor called up the motion to reconsider House File No. 53, raising a point of order against the motion and moving that it be stricken from the Calendar.

Point of order sustained by the Speaker, and House File No. 53 was ordered stricken from the Calendar.

Lee of Emmet moved that Senate File No. 38, together with amendment of House Committee on Judiciary, be printed in the Journal.

Motion prevailed.

SENATE FILE NO. 38.

A BILL for an act prohibiting any corporation doing business within the State, or any officer, agent or representative thereof, acting for such corporation, from giving or contributing any money, property, labor, or thing of value, to any member of any political committee, party or employe thereof, or to any candidate for any office, for campaign expenses or political purpose whatsoever, or to any person, partnership or corporation for the purpose of influencing or causing said person, partnership or corporation to influence any elector of the State to vote for or against any candidate for public office, or candidate for nomination for any public office, or to any public officer for the purpose of influencing his official action, and prohibiting any member of any political committee, party or employe thereof, or any candidate for any office from soliciting, requesting, or knowingly receiving, any such contribution from any corporation for campaign expenses or political purpose whatsoever, and providing a penalty for the violation thereof.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. It shall be unlawful for any corporation doing business within the State, or any officer, agent or representative thereof, acting for such corporation, to give or contribute any money, property, labor, or thing of value, directly or indirectly, to any member of any political committee, political party, or employe or representative thereof, or to any candidate

for any public office or candidate for nomination to any public office or to the representative of such candidate, for campaign expenses, or for any political purpose whatsoever, or to any person, partnership or corporation, for the purpose of influencing or causing such person, partnership or corporation to influence any elector of the State to vote for or against any candidate for public office or for nomination for public office or to any public officer for the purpose of influencing his official action.

SEC. 2. It shall be unlawful for any member of any political committee, political party, or employe or representative thereof, or candidate for any office, or the representative of such candidate, to solicit, request, or knowingly receive, from any corporation or any officer, agent or representative thereof, any money, property or thing of value belonging to such corporation, for campaign expenses or for any political purpose whatsoever.

SEC. 3. No person, and no agent or officer of any corporation within the purview of this act shall be privileged from testifying in relation to anything herein prohibited; and no person having so testified shall be liable to any prosecution or punishment for any offense, concerning which he is required to give his testimony; provided, that he shall not be exempted from prosecution and punishment for perjury committed in so testifying.

SEC. 4. Any person convicted of a violation of any of the provisions of this act shall be punished by imprisonment in the county jail not less than six months or more than one year and, in the discretion of the court, by fine not exceeding one thousand dollars (\$1,000.00).

HOUSE COMMITTEE AMENDMENT TO SENATE FILE NO. 38.

The House Judiciary Committee report that the same be amended by striking out the period at the end of Section One (1) and inserting in lieu thereof a comma, and adding thereto the following: "but nothing in this act shall be construed to restrain or abridge the liberty of the press or prohibit the consideration and discussion therein of candidacies, nominations, public officers or political questions."

Offill of Jasper moved that Senate File No. 38 be made a special order for Tuesday morning, February 26, at 10:30 o'clock.

Motion prevailed.

Unanimous consent having been given, Shaffer of Fayette withdrew House File No. 216 from the further consideration of the House.

On motion of Offill of Jasper, the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 23, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. C. L. Nye of Des Moines.

Weeks of Guthrie in the chair.

Journal of Friday, February 22, 1907, corrected and approved.

Doran of Boone called up Senate concurrent resolution relative to adjournment from February 28 to March 5.

Mr. Doran moved that the rule be suspended and that the House concur in the resolution.

Motion prevailed, and so the House concurs.

Speaker Kendall in the chair.

## PETITIONS AND MEMORIALS.

Bixby of Delaware presented petition of citizens of Manchester relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Bixby of Delaware presented resolution of remonstrance of the Farmers' Institute of Manchester, Iowa, opposing the license of hunters.

Referred to Committee on Fish and Game.

Kull of Howard presented petition of citizens of Howard county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Feay of Lyon presented communications of Dr. G. G. Cottam, of Rock Rapids, and Roach & Ramsey, attorneys, relative to the issuance of passes by railroads to railway surgeons and attorneys.

Referred to Committee on Railroads and Commerce.

Pierce of Buena Vista presented petition of resident taxpayers of Buena Vista county relative to House File No. 75.

Referred to Committee on Agriculture.

Nix of Union presented petition of teachers in the public schools of Creston relative to House File No. 260.

Referred to Committee on Schools and Text Books.

Harding of Woodbury presented petition of citizens of Woodbury county relative to an appropriation for the Benedict Home.

Referred to Committee on Appropriations.

Lowrey of Calhoun presented petition of teachers of the Lake City schools relative to House File No. 260.

Referred to Committee on Schools and Text Books.

Drury of Sac presented petition of citizens of Sac City relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Sullivan of Polk presented petition of the Bakers and Confectioners' Union No. 136, of Des Moines; also of Local Union No. 43, Journeymen Barbers' International Union of America, relative to House File No. 160 and Senate File No. 96; also relative to House File No. 45 and Senate File No. 33.

Referred to Committee on Printing.

Harding of Woodbury presented remonstrance of retail druggists of Sioux City opposing the "Newberry Bill."

Referred to Committee on Pharmacy.

LEAVE OF ABSENCE GRANTED.

On request of Schulte of Clayton, leave of absence was granted Heles of Dubuque until Tuesday.

On request of Miller of Dubuque, leave of absence was granted Clarke of Jefferson until Monday.

On request of Kull of Howard, leave of absence was granted Koontz of Johnson until Monday.

On request of Conn of Butler, leave of absence was granted Welden of Hardin all next week.

On request of DeMar of Davis, leave of absence was granted Sparks of Wapello until Monday.

#### REPORTS OF COMMITTEES.

Teter of Marion, from the Committee on Ways and Means, submitted the following reports:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 120, a bill for an act to amend Paragraph Seven (7), Chapter Thirteen Hundred and Four (1304) of the Supplement to the Code, relative to exemption of certain property from taxation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

L. D. TETER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 146, a bill for an act to repeal Chapter Fifty-one (51) of the laws of the Thirtieth General Assembly, entitled an act to amend Section Fourteen Hundred and Sixty-seven (1467) of the Code, in relation to the collection of a tax on collateral inheritances, beg leave to report 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. D. TETER,  
*Chairman.*

Adopted.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 147, a bill for an act to legalize the action of the city council of LeMars, Iowa, in allowing certain sums of money to the volunteer fire department of said city; in allowing certain sums of money to the Grand Army Post and instructor for a band, and in allowing to the members of the council of said city a sum claimed to be in excess of that provided by law, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the

House with the recommendation that the same be amended by adding at the end of Section One (1) thereof the following:

"But nothing in this act shall in any wise affect pending litigation".  
And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 9, a bill for an act entitled, an act to confirm the title of F. C. Lovrein in a strip of land in Section Fifteen, Township Ninety-three North, Range Thirty-four, West of the Fifth Principal Meridian, lying between the true south boundary line and the meandered south boundary line of Rat Lake in said section and authorizing the Executive Council to quit claim said strip to him, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 5, a bill for an act defining wife desertion and failure to support wife or family, providing punishment therefor, and permitting a husband or wife to be a witness in such cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 280, a bill for an act to regulate and fix the place of bringing action against municipal corporations in the State of Iowa in all counties where terms of the district court are held in more than one place, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 24, a bill for an act entitled an act to confirm the title of

F. C. Lovrein in a strip of land on Section Fifteen, Township Ninety-three North, Range Thirty-four West of the Fifth Principal Meridian, lying between the true south boundary line and the meandered south boundary line of Rat Lake, in said section, and authorizing the Executive Council to quit claim said strip to him, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 250, a bill for an act to amend Section Five Thousand Four Hundred Forty-eight (5448) of the Code, relating to appeals in criminal cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 249, a bill for an act to amend Section Four Thousand One Hundred Ten (4110) of the Code, relating to appeals in civil cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 126, a bill for an act to amend Section Five Thousand Four Hundred Sixty-two (5462) of the Code, relating to appeals in criminal cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 213, a bill for an act to amend Section Two Thousand and Seventy-one (2071) of the Code, as amended by Chapter Forty-nine (49)

of the Acts of the Twenty-seventh General Assembly of 1898, relating to liability for negligence or wrongs of employes and to prior contracts not a bar or defense to cause of action, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred substitute for Senate File No. 90, a bill for an act to amend Section Thirty-one Hundred and Eighty-one (3181) of the Code, relating to divorces and marriage of divorced persons, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 277, a bill for an act to amend Sections Three Hundred and Ninety-eight (398) and Four Hundred (400) of the Code, in reference to the re-location of county seats, and to enact substitutes therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Bixby of Delaware, from the Committee on Schools and Text Books, submitted the following reports:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 260, a bill for an act to amend Section Twenty-six Hundred Twenty-six (2626) of the Code and Section Seventeen (17), Chapter One Hundred Twenty-two (122), laws of the Thirty-first General Assembly, relating to the support of county teachers' institutes, beg leave to report 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.

R. J. BIXBY,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 263, a bill for an act to amend Section Twenty-one Hundred Fifty (2150) of the Code, relating to the transportation of pupils to and from public schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by substituting the following:

SECTION 1. That Section Twenty-one Hundred Fifty (2150) of the Code be, and the same is hereby amended, by inserting between the comma (,) following the word "commander-in-chief", and the word "or" in line nine, the words "or for the transportation of pupils and students, including instructors, to and from public schools and colleges."

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force on and after its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

And when so amended that the bill do pass.

R. J. BIXBY,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 217, a bill for an act to amend the law as it appears in Section One Hundred and Sixty-eight (168), Section Twenty-six Hundred and Thirty-four-a (2634-a) of the Supplement to the Code, providing for the furnishing the Educational Board of Examiners with supplies and printing and for the payment of the expenses of the Educational Board of Examiners, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out Sections Two (2) and Three (3), and that Section Four (4) be numbered as Section Two (2), and when so amended that the bill do pass.

R. J. BIXBY,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 252, a bill for an act to repeal Section Twenty-eight Hundred Fourteen (2814) of the Code, and enact a substitute therefor, relative to the acquisition of school sites, beg leave to report 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 substituting the following:

SECTION 1. Any school corporation may take and hold so much real estate as may be required for schoolhouse sites, for the location or con-

struction thereon of schoolhouses, and the convenient use thereof, but not to exceed one acre, except in a city, town, or village it may include one block, exclusive of the street or highway, as the case may be; or in districts consolidated under the provisions of Section Twenty-seven Hundred Ninety-nine (2799) of the Code, or Chapter One Hundred Forty-one (141) of the laws of the Thirty-first General Assembly, may consist of not to exceed four acres, for any one site, unless by the owner's consent, which site must be upon some public road, already established or procured by the board of directors, and shall, except in cities, towns, or villages, be at least forty rods from the residence of any owner who objects to its being placed nearer, and not in any orchard, garden or public park.

And when so amended that the bill do pass.

R. J. BIXBY,  
*Chairman.*

Adopted.

Hanson of Humboldt, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 269, a bill for an act to amend Section Two Thousand Four Hundred and Fifty-two (2452) of the Code of Iowa, relating to the publication of notice of the securing of petitions of general consent, beg leave to report 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 placing quotation marks before the word "When" at the commencement of the fourth line of Section One (1), and after the word "paper" at the close of line twelve of Section One (1); also, by adding to the word "paper" near the end of the eighth line, the letter "s"; also, by inserting in lieu of the word "from", near the commencement of the eleventh line, the word "after"; also, by adding to the words "publisher" and "paper" at the close of the twelfth line, the letter "s", and when so amended that the bill do pass.

T. O. HANSON,  
*Chairman.*

Adopted.

Maben of Hancock, from the Committee on Claims, submitted the following reports:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 143, a bill for an act to indemnify Charles Tribby for damages caused by sewerage from the State Hospital for the Insane at Mount Pleasant, 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 re-referred to the Committee on Appropriations.

O. K. MABEN,  
*Chairman.*

Adopted, and the bill was so referred.

Also:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 59, a bill for an act to appropriate money for the payment of claim of John Bryan, beg leave to report 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.

O. K. MABEN,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Hume of Mitchell, from the Committee on Compensation of Public Officers, submitted the following reports:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 231, a bill for an act to repeal Section Forty-six Hundred (4600) of the Code, relative to accounting for fees and compensation of justices of the peace and constables, 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 do pass.

T. H. HUME,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 169, a bill for an act relating to State documents and publications, providing for the appointment of a document librarian, and fixing his salary, amending Section One (1), Chapter Five (5) of the Acts of the Thirtieth 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. H. HUME,  
*Chairman.*

Adopted.

Conn of Butler, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 275, a bill for an act to prohibit misrepresentations by life 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.

STANLEY CONN,  
*Chairman.*

Adopted.

Stillman of Greene, 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. 7, a bill for an act to regulate the transportation of dead bodies, and the practice of embalming, and to provide for examination and license of embalmers, and to provide penalties for violation.

Also:

House File No. 72, a bill for an act to amend Section Forty-three Hundred and Forty-one (4341) of the Code, relating to actions of mandamus.

Also:

House File No. 102, a bill for an act to amend Sections Twenty-four Hundred and Sixty-seven (2467) and Twenty-four Hundred and Sixty-eight (2468) of the Code, relating to fire companies, and providing for a penalty for the violation of said sections.

Also:

House File No. 201, a bill for an act to reimburse John F. Riggs, Superintendent of Public Instruction, for sums paid out by him on account of the State Educational Board of Examiners.

Also:

House File No. 242, a bill for an act to legalize the submission to the electors of Chickasaw county, Iowa, the question, viz: Shall the Board of Supervisors of Chickasaw county, Iowa, be empowered to expend and appropriate a sum not to exceed twenty-five thousand dollars (\$25,000) for the erection of a poorhouse for Chickasaw county, Iowa?

PAUL E. STILLMAN,

*Chairman.*

Adopted.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following reports:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 7, a bill for an act to regulate the transportation of dead bodies, and the practice of embalming, and to provide for examination and license of embalmers, and to provide penalties for violation.

Also:

House File No. 72, a bill for an act to amend Section Forty-three Hundred and Forty-one (4341) of the Code, relating to actions of mandamus.

Also:

House File No. 102, a bill for an act to amend Sections Twenty-four Hundred and Sixty-seven (2467) and Twenty-four Hundred and Sixty-

eight (2468) of the Code, relating to fire companies, and providing for a penalty for the violation of said sections.

Also:

House File No. 201, a bill for an act to reimburse John F. Riggs, Superintendent of Public Instruction, for sums paid out by him on account of the State Educational Board of Examiners.

Also:

House File No. 242, a bill for an act to legalize the submission to the electors of Chickasaw county, Iowa, the question, viz: Shall the Board of Supervisors of Chickasaw county, Iowa, be empowered to expend and appropriate a sum not to exceed twenty-five thousand dollars (\$25,000) for the erection of a poorhouse for Chickasaw county, Iowa?

PAUL E. STILLMAN,

*Chairman House Committee.*

W. B. SEELEY,

*Chairman Senate Committee.*

Adopted.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 120, a bill for an act to repeal the law as it appears in Section Nine Hundred and Fifty-five-A (955-A) of the Supplement to the Code, relating to compensation of waterworks trustees in special charter cities having a population of thirty thousand (30,000) or more.

Also:

Senate File No. 185, a bill for an act to amend Section Thirty-six Hundred and Thirty-six of the Code, relating to the appearance term for certain actions.

Also:

Senate File No. 98, a bill for an act to empower the State Educational Board of Examiners to validate teachers' certificates issued in other States.

PAUL E. STILLMAN,

*Chairman House Committee.*

W. B. SEELEY,

*Chairman Senate Committee.*

Adopted.

Unanimous consent having been given, Hanson of Humboldt withdrew House File No. 24 from further consideration of the House.

Unanimous consent having been given, Wolfe of Clinton withdrew House File No. 224 from the Committee on Fish and Game, and from further consideration of the House.

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, House Files Nos. 7, 72, 102, 201, 242, and Senate Files Nos. 98, 120, 185.

#### INTRODUCTION OF BILLS.

By Shaffer of Fayette, House File No. 324:

A BILL for an act to repeal Chapter Ninety-eight (98), Acts of the Thirty-first General Assembly, and to enact a substitute therefor, relative to the registration and publication of pedigrees.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Chapter Ninety-eight (98) of the Acts of the Thirty-first General Assembly be, and the same is hereby repealed, and the following enacted in lieu thereof:

SEC. 2. Any owner or keeper of any stallion, kept for public service, or any owner or keeper of any stallion kept for sale, exchange or transfer, who represents such animal to be pure bred, shall cause the same to be registered in some stud book recognized by the Department of Agriculture at Washington, D. C., for the registration of pedigrees, and obtain a certificate of registration of such animal. He shall then forward the same to the Secretary of the State Board of Agriculture of the State of Iowa, whose duty it shall be to examine and pass upon the correctness and genuineness of such certificate filed for enrollment. In making such examination, said secretary shall use as his standard the stud books recognized by the Department of Agriculture at Washington, D. C., and shall accept as pure bred any animal registered in any such stud books. And if such registration is found to be correct and genuine, he shall issue a certificate under the seal of the Department of Agriculture, which certificate shall set forth the name, sex, age and color of the animal, also the volume and page of the stud book in which said animal is registered. For each enrollment and certificate he shall receive the sum of one dollar, which shall accompany the certificate of registration when forwarded for enrollment.

SEC. 3. Any owner or keeper of a stallion for public service, who represents or holds such animal out as pure bred, shall place a copy of the certificate of the State Board of Agriculture on the door or stall of the stable where such animal is usually kept.

SEC. 4. Any owner or keeper of a stallion kept for public service, for which a State certificate has not been issued, must advertise said horse or horses by having printed hand bills, or posters, not less than five by seven inches in size, and said bills or posters must have printed thereon immediately preceding or above the name of the stallion, the words "grade stallion", in type not smaller than one inch in height, said bills or posters to be posted in a conspicuous manner at all places where the stallion or stallions are kept for public service.

SEC. 5. If the owner of any registered animal shall sell, exchange or transfer the same, and file said certificate, accompanying the same with a fee of fifty cents, with the secretary of the State Board of Agriculture, who shall, upon receipt of the original State certificate, properly trans-

ferred, and the required fee, issue a new certificate to the then new owner of the animal. And all fees provided by this act shall go into the treasury of the Department of Agriculture.

SEC. 6. Publishing False Pedigrees—Penalty. Any person who shall fraudulently represent any animal, horse, cattle, sheep or swine, to be pure bred, or any person who shall post or publish, or cause to be posted or published, any false pedigree or certificate, or shall use any stallion for public service, or sell, exchange or transfer any stallion, representing such animal to be pure bred, without first having such animal registered, and obtaining the certificate of the State Board of Agriculture as hereinbefore provided, or who shall violate any of the provisions of this act, shall be guilty of a misdemeanor, and be punished by a fine of not more than one hundred dollars, or imprisoned in the county jail not exceeding thirty days, or by both such fine and imprisonment.

SEC. 7. This act, being deemed of immediate importance, shall take effect from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa.

Read first and second time and passed on file.

By Drury of Sac, House File No. 325, a bill for an act to create a lien on the get of stallion or jack kept for service.

Read first and second time and referred to Committee on Animal Industry.

By Swan of Appanoose, House File No. 326, a bill for an act relating to telegraph operators and train dispatchers in the State of Iowa and providing an eight hour day for such labor; penalty for violation of said act.

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

By Swan of Appanoose, House File No. 327, a bill for an act to prevent incompetent or unauthorized persons from engaging in the occupation of railroad telegraph or telephone operator and the employment thereof; and to create a board of examiners for the regulation of the employment of railroad telegraph or telephone operators in the State of Iowa.

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

By Kelley of Polk, House File No. 328, a bill for an act to repeal Section Two Thousand (2000) of the Code, relating to assessment of damages in condemnation proceedings.

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

By Kelley of Polk, House File No. 329, a bill for an act to amend Section Two Thousand and Four (2004) of the Code, relating to appraisement of land under condemnation proceedings.

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

By Kelley of Polk, House File No. 330, a bill for an act to amend Section Two Thousand and Nine (2009) of the Code, relating to appeals in condemnation proceedings.

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

By Kelley of Polk, House File No. 331, a bill for an act to repeal Section Two Thousand and Six (2006) of the Code, relating to filling vacancies in sheriffs' condemnation commissioners.

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

By Kelley of Polk, House File No. 332, a bill for an act authorizing persons, firms or corporations engaged in the business of storing goods for profit, to issue warehouse receipts on the goods so stored; to regulate the issuance, negotiation and transfer of such receipts, and to provide punishment for violation of said regulations.

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

#### SENATE MESSAGES CONSIDERED.

Senate File No. 220, a bill for an act making an appropriation for the benefit of the State Hospital at Mount Pleasant.

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

Senate File No. 171, a bill for an act to prohibit the making or publishing of false or exaggerated statements or publications of or concerning the affairs, pecuniary condition or property of any corporation, joint stock association, which said statements or publications are intended to give, or shall have a tendency to give,

a less or greater apparent value to the shares, bonds or property or any part thereof of said corporation or joint stock association, than the said shares, bonds, or property shall really and in fact possess, and providing a penalty therefor.

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

Substitute for House File No. 27, a bill for an act to amend the law as it appears in Chapter Thirty-seven (37) of the acts of the Thirty-first General Assembly, relating to the special election of township officers in newly created townships.

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

Senate File No. 11, a bill for an act to amend Section Twenty-one Hundred and Thirteen (2113) of the Code, relating to the powers and duties of the Railroad Commissioners.

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

Senate File No. 184, a bill for an act to amend Section Eighteen Hundred and Seventy-three (1873) of the Code, relating to publication of reports of banks.

Read first and second time and referred to Committee on Banks and Banking.

Senate File No. 136, a bill for an act to amend Section Fourteen (14), Chapter One Hundred and Sixty-six (166) of the laws of the Thirty-first General Assembly, relating to the sale of canned goods.

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

On request of Hambleton of Mahaska, unanimous consent having been given, House File No. 211, a bill for an act to legalize the making of certain plats made by the County Auditors of Iowa or by the County Surveyor for the owner, and the recording of the same by the County Recorders of Iowa and to legalize the descriptions of land in all instruments, conveyances and incumbrances referring thereto, with Senate amendments, was taken up and the amendments read and considered.

Mr. Hambleton moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were :

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Corrie, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hambleton, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Lister, McAllister, McElrath, Maben, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Wilson, Wolfe, Youde—74.

The nays were :

Harding, McDonald, Moore, Springer, Teter, White, Mr. Speaker—7.

Absent or not voting :

Arney, Calkins, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, Elliott, Feely, Hackler, Hanna, Heles, Koontz, Kull, Lee, Lowrey, Mann, Marston, Mason, Offill, Schroeder, Sparks, Van Houten, Webster Weeks, Welden—27.

So the House concurs.

#### CONSIDERATION OF BILLS.

On motion of McAllister of Linn, House File No. 161, a bill for an act to appropriate money for the purpose of erecting a monument over the grave of a Revolutionary soldier buried at Center Point, Linn county, Iowa, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Bascom, Bauman, Bergeson, Bixby,

Blackmore, Bonwell, Brandes, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Wilson, Wolfe, Youde, Mr. Speaker—82.

The nays were:

Baird, Balluff, Moore, Schroeder, Schulte, Springer, Swift—7.

Absent or not voting:

Beery, Calkins, Cassady, Clarke, Earle, Elliott, Feely, Hanna, Harding, Heles, Kellogg, Koontz, Lee, Lister, Offill, Sparks, Stoltzenberg, Welden, White—19.

So the bill passed and the title was agreed to.

On motion of Wolfe of Clinton, House File No. 138, a bill for an act making an appropriation for the erection of a monument in Elmwood cemetery, DeWitt, Iowa, in commemoration of the memory of one John Lepper, and providing the method of such erection, with report of committee recommending passage, was taken up and considered.

Wolfe of Clinton moved to amend House File No. 138 by inserting in the first line of Section One (1), of the printed bill, after the word "funds," the words "in the State Treasury;" by striking out the word "his" in line four (4) of Section One (1), of the printed bill, and inserting the word "the" in lieu thereof, and by striking out the comma after the word "memory" in line four of Section One (1) of the printed bill and inserting in lieu thereof the words "of John Lepper."

Amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Wilson, Wolfe, Youde, Mr. Speaker—83.

The nays were:

Baird, Moore, Schroeder, Schulte, Springer, Swift—6.

Absent or not voting:

Balluff, Calkins, Cassady, Clarke, Elliott, Fox, Hanna, Harding, Heles, Kellogg, Koontz, Kull, Ofill, Shaffer, Sparks, Weeks, Welden, White—18.

So the bill passed and the title was agreed to.

On motion of Lee of Emmet, House File No. 270, a bill for an act to amend Section Five (5) and Six (6) of Chapter One Hundred and Eighty-six (186) of the laws of the Thirtieth General Assembly, relative to the meandered lake beds in the State, and authorizing the Executive Council to sell and convey the same, with report of committee recommending passage, was taken up and considered.

Schulte of Clayton in the chair.

Lee of Emmet moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Buaman,

Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Flugum, Geneva, Greenwood, Hackler, Hambleton, Hanson, Harvey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, White, Wilson, Wolfe, Youde, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Beery, Calkins, Cassady, Clarke, Elliott, Feely, Fenn, Fox, Grier, Hanna, Harding, Heles, Hickey, Holmes, Koontz, McElrath, Miller of Bremer, Offill, Price, Sheldon, Smith, Sparks, Weeks, Welden—25.

So the bill passed and the title was agreed to.

Kendall of Monroe presented the report of the special committee appointed to prepare suitable resolutions on the life, character and public service of Hon. John Clark, which was adopted unanimously, under suspension of the rules by a rising vote.

On motion of Van Houten of Taylor, the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Marston of Cerro Gordo moved that Senate File No. 25 be referred to the Committee on Appropriations.

Motion prevailed, and the bill was so referred.

#### LEAVE OF ABSENCE GRANTED.

On request of Nix of Union, leave of absence was granted Offill of Jasper until Monday.

On request of Doran of Boone, leave of absence was granted Feely of Black Hawk until Monday.

CONSIDERATION OF BILLS.

On motion of Wilson of Tama, House File No. 294, a bill for an act to legalize the incorporation of the town of Clutier, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the officials of said town while acting as such, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Fenn, Flugum, Fox, Geneva, Greenwood, Hambleton, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, McAllister, McDonald, McElrath, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Swan, Swift, Teter, Van Houten, Webster, White, Wilson, Wolfe, Youde, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Beery, Bergeson, Calkins, Cassady, Clarke, Elliott, Feely, Felt, Grier, Hackler, Hanna, Harding, Heles, Koontz, Lister, Lowrey, Maben, Ofill, Sparks, Stoltenberg, Sullivan, Weeks, Welden—23.

So the bill passed and the title was agreed to.

Paul of Jones in the chair.

On motion of Swan of Appanoose, substitute for Senate File

No. 64, a bill for an act to legalize certain actions of the Board of Supervisors of Appanoose county, Iowa, relating to Drainage District No. 1 of said county, with report of committee recommending passage as amended by substitute, was taken up, considered, and the report of the committee, with substitute as amended, adopted.

Mr. Swan moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Brandes, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, McAllister, McDonald, McElrath, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Paul, Pierce, Price, Reaney, Reitz, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Youde—82.

The nays were:

Anderson, Balluff, Bergeson, Flugum—4.

Absent or not voting:

Arney, Bonwell, Calkins, Cassady, Clarke, Elliott, Feely, Fenn, Hanna, Heles, Koontz, Lowrey, Maben, Mann, Offill, Ritter, Sheldon, Sparks, Stoltenberg, Welden, Wolfe, Mr. Speaker—22.

So the bill passed and the title was agreed to.

Speaker Kendall in the chair.

On motion of Weeks of Guthrie, Senate substitute for House File No. 131, a bill for an act to amend Section Four Hundred and Twenty-two (422) of the Code, relative to the power of Boards of Supervisors, and granting additional powers, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Clary, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, McAllister, McDonald, McElrath, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Youde, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Bergeson, Calkins, Cassady, Clarke, Darrah, Elliott, Feely, Hanna, Heles, Koontz, Lowrey, Maben, Ofill, Sheldon, Sparks, Springer, Welden, Wolfe—18.

So the bill passed and the title was agreed to.

On motion of Meredith of Cass, the House adjourned until 10 o'clock Monday morning.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES.  
DES MOINES, IOWA, FEBRUARY 25, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. C. W. Sweet of Des Moines.

Journal of Saturday, February 23, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Hambleton of Mahaska presented communication of H. M. Whitacre of New Sharon relative to preservation of game.

Referred to Committee on Fish and Game.

Moore of Linn presented remonstrance of Local Union No. 137, American Federation of Musicians, of Cedar Rapids, relative to House File No. 135.

Referred to Committee on Judiciary.

Darrah of Lucas presented petition of Local Union, No. 799, U. M. W. of A., relative to House File No. 45 and Senate File No. 33.

Referred to Committee on Public Health.

Harvey of Osceola presented petition of voters and residents of Osceola county relative to House File No. 291.

Referred to Committee on Appropriations.

Cottrell of Plymouth presented petition of residents of Remsen relative to House Files Nos. 1, 2, 6 and 34.

Referred to Committee on Schools and Text Books.

Clarke of Jefferson presented petition of resident taxpayers of Jefferson county relative to House File No. 75.

Referred to Committee on Appropriations.

Weeks of Guthrie presented petition of merchants, taxpayers and other citizens of Guthrie county relative to House File No. 132.

Referred to Committee on Judiciary.

Anderson of Hamilton presented petition of teachers and educational board members of Stratford, Iowa, and vicinity relative to House File No. 260, Senate File No. 98, and other school bills.

Referred to Committee on Schools and Text Books.

Hanson of Humboldt presented petition of residents of Renwick, Humboldt county, relative to House File No. 260.

Referred to Committee on Schools and Text Books.

Clary of Chickasaw presented petition of teachers of Ionia, Iowa, relative to House File No. 260, Senate File No. 98, and the Bixby bill.

Referred to Committee on Schools and Text Books.

Bascom of Dickinson presented petition of voters and residents of Lake Park, Iowa, relative to House File No. 291.

Referred to Committee on Appropriations.

Miller of Dubuque presented resolutions of a mass meeting of organized labor and general public of Dubuque relative to the arrest and imprisonment of Moyer, Haywood and Pettibone for complicity in the murder of Governor Steunenberg of Idaho.

Referred to Committee on Judiciary.

Baird of Iowa presented resolutions of Eastern Central Iowa Farmers' Institute relative to State Colleges, railroad rates, etc.

Referred to Committee on Railroads and Commerce.

Baird of Iowa presented petition of residents and voters of Iowa county relative to the Bacteriological Laboratory.

Referred to Committee on Appropriations.

LEAVE OF ABSENCE GRANTED.

On request, leave of absence was granted Lee of Emmet until Thursday.

Unanimous consent having been given, Marston of Cerro Gordo withdrew House File No. 66 from the Committee on Public Health and from the further consideration of the House.

## REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate substitute for House File No. 42, a bill for an act to repeal Section Four Hundred and Twelve (412) of the Code and to enact a substitute therefor, relating to the time of holding meetings of the Board of Supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the House refuses to concur in the Senate substitute amendment.

E. W. WEEKS,  
*Chairman.*

Ordered passed on file.

Jones of Montgomery, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No 220, a bill for an act making an appropriation for the benefit of the State Hospital at Mount Pleasant, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

F. F. JONES,  
*Chairman.*

Adopted.

## INTRODUCTION OF BILLS.

By Teter of Marion, House File No. 333, a bill for an act to amend Sections One Hundred and Fifty-six (156) and One Hundred and Fifty-seven (157) of the Code, relating to the election and duties of the Secretary of the Executive Council and defining the duties of said Secretary, and to amend Section Thirteen Hundred Seventy-eight (1378) and Thirteen Hundred Eighty-two (1382) of the Code.

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

By Mason of Lee, House File No. 334, a bill for an act making

an appropriation for the purchase of land for a new cell house, for transportation of prisoners and for a contingent and repair fund for the State Penitentiary at Fort Madison.

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

By Clarke of Jefferson, House File No. 335, a bill for an act to establish a laboratory for the study of the criminal, pauper and defective classes.

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

MESSAGES FROM THE SENATE.

The following messages were 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. 192, a bill for an act relative to vestibules on street cars for the protection of employes operating such cars.

GEO. A. NEWMAN,

*Secretary.*

Also:

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

Senate File No. 205, a bill for an act providing for assessments for certain sidewalk and street improvements upon railroad rights of way and providing for collection thereof.

GEO. A. NEWMAN,

*Secretary.*

Also:

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

Senate File No. 224, a bill for an act making appropriation to enable the Railroad Commission to make investigation of railway freight rates.

GEO. A. NEWMAN,

*Secretary.*

Also:

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

Substitute for Senate File No. 104, a bill for an act relative to ditch-

ing and draining certain lands of the State and providing for assessment and collection of costs for same.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended by substitute and passed the following bill, in which the concurrence of the Senate was asked:

Senate substitute for House File No. 81, a bill for an act relating to the examination of witnesses by the coroner and making provision for the payment thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Substitute for Senate File No. 77, a bill for an act making appropriations for the Iowa State College, State University, and State Normal School.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the President of the Senate appoints a conference committee on the part of the Senate, on Senate File No. 162, a bill for an act relative to lost or destroyed executions: Senators Dunham, Jamison of Clarke, Dowell and Saunders.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 245, a bill for an act legalizing the incorporation of the town of Granger, Dallas county, Iowa, and all acts done by the town council of said town.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 179, a bill for an act relating to meandered lake beds.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 222, a bill for an act relating to the distribution of books in school districts.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 209, a bill for an act providing for the assessment and taxation of rural and farm telephone lines.

GEO. A. NEWMAN,  
*Secretary.*

#### CONSIDERATION OF BILLS.

On motion of Hambleton of Mahaska, House File No. 171, a bill for an act to amend Section Thirteen Hundred and Seventy-three (1373) of the Code, relating to the correction of erroneous assessment, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Mr. Hambleton moved to amend House File No. 171 by inserting the word "only" after the word "malice" in Section One (1), in the portion of the section added by amendment of committee.

Adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Berge-son, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Han-son, Harvey, Hickey, Jones, Kelley, Kendall, Kull, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Pierce, Price, Reaney, Reitz, Schoenenberger, Schroeder, Schulte,

Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Sullivan, Swan, Teter, Webster, Weeks, White, Wilson, Youde, Mr. Speaker—74.

The nays were:

Doran, Harding, Inman, McAllister, Maben, Paul, Swift—7.

Absent or not voting:

Balluff, Calkins, Cassady, Earle, Elliott, Geneva, Hanna, Heles, Holmes, Hume, Jewell, Kellogg, Koontz, Lee, Lister, Lowrey, McDonald, McElrath, Miller of Bremer, Offill, Ritter, Sheldon, Springer, Stoltenberg, Van Houten, Welden, Wolfe—27.

So the bill passed and the title was agreed to.

On motion of Jewell of Winneshiek, House File No. 98, a bill for an act to amend Sections Eleven Hundred and Thirty-seven-b (1137-b), Eleven Hundred and Thirty-seven-f (1137-f) and Eleven Hundred and Thirty-seven (1137-g) of Chapter Three-a (3-a) of the Code Supplement of Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Teter of Marion moved to strike out the words "Code Supplement of Iowa," wherever they appear in the bill, and to insert in lieu thereof the words "Supplement to the Code be and the same."

Amendment adopted.

Jewell of Winneshiek moved the adoption of the following amendments:

To amend Section Two (2) by striking out the word "may" in the third line, and inserting the word "shall" in lieu thereof.

To amend Section Four (4), line three, by striking out the words "cause the same, and" and inserting in lieu thereof the word "enter" and by striking from the same line the words "to be entered at large".

To amend Section Four (4) by striking out the period "(.)" at the end of the fourth line and inserting a comma "(,)" in lieu thereof and adding the following:

"Provided, that nothing in this act shall prevent the Board of Supervisors in counties in which voting machines have been, or hereafter may be adopted, from adding to the number already installed, nor from adding new sections or new or additional parts to overcome defects in machines now or hereafter installed".

Amendments adopted.

Jewell of Winneshiek moved that the rule be suspended, that the

bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hacker, Hambleton, Hanson, Harvey, Hickey, Hume, Inman, Jewell, Jones, Kendall, Kull, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Sullivan, Swan, Swift, Van Houten, Webster, White, Wilson, Wolfe, Youde, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Calkins, Cassady, Dunn, Elliott, Hanna, Harding, Heles, Holmes, Kelley, Kellogg, Koontz, Lee, Lowrey, Miller of Bremer, Moore, Sheldon, Springer, Stoltenberg, Teter, Weeks, Welden—21.

So the bill passed.

Jewell of Winneshiek moved to amend the title by inserting the words "the law as it appears in" after the word "amend" in the first line thereof.

• Amendment adopted, and the title, as amended, agreed to.

On motion of Sullivan of Polk, Senate File No. 82, a bill for an act to provide for the consolidation and change of boundaries of school districts in certain cities of the first class, and other purposes incident thereto, with report of committee recommending passage, was taken up and considered.

Moore of Linn moved to amend Senate File No. 82 by striking out from lines two and three, Section Two (2), of the printed bill, the words, "signed by one hundred voters of said city," and inserting in lieu thereof the words, "signed by not less than five

(5) per cent of the voters of each school district, in whole or in part within said city," and by striking out from line five of Section Two (2) the words "proposed district" and inserting in lieu thereof the words, "districts affected."

Amendments lost.

Sullivan of Polk moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, White, Wilson, Wolfe, Youde, Mr. Speaker—94.

The nays were:

None.

Absent or not voting:

Calkins, Cassady, Elliott, Flugum, Hanna, Heles, Holmes, Kellogg, Lee, Sheldon, Sparks, Van Houten, Weeks, Welden—14.

So the bill passed and the title was agreed to.

On motion of Clarke of Jefferson, Senate File No. 78, a bill for an act to provide for the examination and regulation of graduate nurses; also to regulate the practice of nursing by graduate nurses and to provide a penalty, with report of committee recommending passage as amended, was taken up and considered.

Cottrell of Plymouth moved that Senate File No. 78 be referred to the Committee on Public Health.

Motion prevailed and the bill was so referred.

On motion of Darrah of Lucas, House File No. 279, a bill for an act to repeal Section Eleven Hundred and Sixty-four (1164) of the Code, in relation to recording of abstracts of votes in the office of the Secretary of State and to enact a substitute therefor, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Hickey, Hume, Jones, Kelley, Kendall, Koontz, Kull, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, White, Wilson, Wolfe, Youde, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Calkins, Cassady, Elliott, Fenn, Hanna, Harvey, Heles, Holmes, Inman, Jewell, Kellogg, Lee, Lowrey, Miller of Bremer, Schroeder, Sheldon, Sparks, Sullivan, Weeks, Welden—20.

So the bill passed and the title was agreed to.

The following message was received from the Governor and was ordered printed in the Journal:

## MESSAGE FROM THE GOVERNOR.

*To the Senate and House of Representatives:*

GENTLEMEN—I transmit herewith a joint report of the Iowa Vicksburg Park Monument Commission, the Iowa Shiloh Battlefield Monument Commission, the Iowa Lookout Mountain and Missionary Ridge Monument Commission, and the Iowa Andersonville Prison Monument Commission. It relates to the dedication of our monuments at Vicksburg, Andersonville, Lookout Mountain, Missionary Ridge, and Shiloh. It has been prepared with loving care by the secretaries of the four commissions, and it forms the history of the most interesting, impressive and solemn ceremonies I have ever witnessed. The members of these commissions, as well as every Iowa soldier with whom I have discussed the subject, feel that it is due to the memory of the dead who laid down their lives in this prison and upon these battlefields, to those who have since passed beyond the river, to the heroic few who still survive, and to the present generation which enjoys the blessings of the victories there won, that the report should be published in such form as will make it a lasting part of the annals of the State. I share this feeling, and I earnestly recommend its publication.

In view of the occurrences of the past few days, it is not inappropriate for me, in presenting this report, to say that the soldiers who compose these commissions are men of the best type; that they not only served their country well in the days of its peril, but they served their country well in the times of peace. They have performed the work committed to them with a fidelity never surpassed, and the monuments which they have erected are distinguished for the beauty and felicity of their design and for the economy with which the work has been done. These commissioners have given their time freely, without any compensation whatsoever. There is not one of them but who has expended, in the discharge of his duty, more than the State has ever repaid, or will ever repay, to him. They have earned, and they ought to receive, the gratitude of every loyal citizen of the State.

As the monuments upon the various fields neared completion, each of the commissions invited me, as Governor of the State, to attend the dedicatory ceremonies, to receive the monuments and transfer them to the general Government. I looked upon the invitations as imperative calls of duty. No command ever put upon me by the law was more binding upon my conscience than the obligation to render this last tribute to the gallant soldiery of a patriotic State. If the monuments had been dedicated at different times, it would have involved four independent visits to the south, and the expense would have been very great. Therefore, it was suggested that the commissions join in a single journey; first, because it would make the occasion more significant; second, because it would involve much less expense. The original appropriations did not authorize a joinder, and thereupon the Thirty-first General Assembly appropriated \$7,500.00 to be expended for this purpose. The combined commissions organized a committee, of which Captain J. F. Merry, of Manchester, was chairman. This committee planned the dedications, and

the commissions executed the plans. I had nothing whatsoever to do with the arrangements, so carefully and adequately made. I was merely an invited guest. The committee originally set aside one car for myself and staff, but inasmuch as I decided to take but a portion of my staff, it authorized me to fill the car with others whom I might invite. I attach hereto a statement showing the expenses incurred in preparing for the dedicatory services and dedicating these monuments. Not one penny of the appropriation of \$7,500.00 was paid out for me, for my staff, or for any one who was invited by me. The chairman of the committee requested me to make an arrangement for a band. I did so, reported the arrangement to him, and the payments for the railroad, dining car, sleeping car and boat fare, together with the compensation of \$2.50 per day for each member of the band, with \$5.00 per day for the leader, were made through me simply because I was a member of the Executive Council, and the payments had to be made by order of the Executive Council. I had nothing whatever to do with the train or with the invitations extended to those who made the journey, save as to the one car of which I have spoken.

The expenses of the dedication were more than \$7,500.00, and it happened, as I have been told, in this way: The members of the joint committee, misled by the language of the first section of the act of the Thirty-first General Assembly, proceeded upon the hypothesis that the incidental expense of preparing for the dedications, such as meetings of the members of the commissions, printing, programs, etc., would be paid out of the original appropriation for the construction of the monuments. It is not strange that the misconception arose, and no matter what may be thought should be done under the circumstances, the money was honestly expended. When the bills were all collected in the hands of the Executive Council, it was discovered that they exceeded, by \$869.48 the appropriation. The Attorney-General advised the Council that it was its duty to pay, first, all of the expense incurred outside the traveling expenses of the members of the commissions. When this was done, there remained, substantially, enough to pay 70 percentum of the traveling expenses of the members, and this payment has been made. I believe that, notwithstanding the mistake, the members of the commissions ought to be reimbursed. Their work has been done for the people of the State; it has been faithfully done; it has been done without any reward whatever, and I cannot believe that the men of Iowa who revere the memories of the Civil War would be content to allow these old soldiers to bear the loss which their misunderstanding has caused.

It has been reported that the speakers who were invited by the commissions to deliver addresses at the several dedications were paid for their services. The report is atrociously false. Not one of them received more than his actual outlay, and most of them less.

I desire a word with respect to my part in the occasion: The act of the Thirty-first General Assembly provided that the expenses of myself and staff should be paid from my contingent fund. I might have taken all the members of my staff. It would have been fitting to have done so, but I did not. I took with me, at the expense of the State, just five out of the seventeen members of the staff. Four of these five were veterans

of the Civil War, and one a veteran of the Spanish War. Three of them could have demanded the pay of their rank while on duty, but they did not. Each of them was paid just his railroad, sleeping car, dining car and boat fare. Each of them expended a considerable sum in addition to these fares, but for such excess no reimbursement has ever been or will be made, for it has not been, nor will it be, asked. Two other members of my staff volunteered to go, and they paid their own expenses. The only money paid out by me from my contingent fund was for these five members of my staff, my own expenses, those of my secretary, and a very small item for meals for my messenger. Under the direction of the joint committee, I invited my associate members of the Executive Council, and two of them accepted the invitation. They paid their own expenses. I invited, also, the Attorney-General-elect. He paid his own expenses. My wife accompanied me, and all her expenses I paid from my own funds. This journey cost me nearly \$200.00 more than I drew from the State of Iowa—money that should have been paid by the State of Iowa, but I paid it myself, although I could ill afford to do so, simply because I knew that partisan and personal malice would spill their venom over even such a mission, and I wanted to be far within my rights.

These things are, however, of but little importance compared with the effort to stain the occasion with the epithets that have been applied to it. The man, whether in office or out of office, who describes this solemn, sorrowful and sacred journey as a "junket" is either strangely ignorant of his mother tongue or strikingly indifferent to the purpose of the visit. Ask the men and women who saw the flags lifted from our memorial at Vicksburg, and felt the rush of emotion as they remembered the dead and dying of forty years before, whether they were engaged in merry-making. Ask the men and women who stood amid the graves at Andersonville, with tearful eyes and throbbing hearts, whether they were enjoying the pleasures of a "picnic." Ask the men and women who gathered around the monuments on Lookout Mountain and Missionary Ridge, and wept as the memories of daring courage swept over them, whether they were parts of a convivial entertainment. Ask the men and women who surrounded the beautiful shaft at Shiloh, and whose very souls were beaten with a storm of sorrow as their eyes fell upon the ground that had been saturated with the blood of Iowa's best boys, whether they were feasting upon the joys of life. For the poisoned arrows directed toward me, I care nothing; they have ceased to sting; but for the sake of the soldiers, whose fame these monuments perpetuate, and for the honor of the State, no man shall, if words of mine can prevent it, degrade this holy journey of dedication to the low level of a "junket."

Respectfully submitted,

*Albert B. Cummins*

February 25, 1907.

## STATEMENT OF EXPENSES

of the Iowa Vicksburg Park Monument Commission, the Iowa Shiloh Battlefield Monument Commission, the Iowa Lookout Mountain and Missionary Ridge Monument Commission, and the Iowa Andersonville Prison Monument Commission:

## VICKSBURG.

|                        | Amount of<br>Bills Filed. | 70 Per Cent<br>Allowed. |
|------------------------|---------------------------|-------------------------|
| J. F. Merry.....       | \$ 81.53                  | \$ 57.07                |
| J. H. Dean.....        | 106.90                    | 74.83                   |
| W. H. Jaques.....      | 130.50                    | 91.34                   |
| D. A. Haggard.....     | 112.70                    | 78.89                   |
| H. H. Rood.....        | 115.80                    | 81.06                   |
| J. A. Fitzpatrick..... | 117.55                    | 82.28                   |
| L. C. Blanchard.....   | 108.30                    | 75.81                   |
| W. P. Mitchell.....    | 123.20                    | 86.24                   |
| E. J. C. Bealer.....   | 108.30                    | 75.81                   |
|                        | <hr/> \$1,004.78          | <hr/> \$ 703.35         |

## SHILOH.

|                      |                  |                 |
|----------------------|------------------|-----------------|
| W. B. Bell.....      | \$119.70         | \$ 83.78        |
| A. J. Miller.....    | 100.45           | 70.31           |
| G. L. Godfrey.....   | 104.05           | 72.83           |
| C. W. Kepler.....    | 123.83           | 86.68           |
| John Hayes.....      | 110.15           | 77.10           |
| G. O. Morgridge..... | 60.00            | 42.00           |
| J. W. Carson.....    | 113.47           | 79.42           |
| G. W. Crossley.....  | 123.97           | 86.77           |
| R. G. Reiniger.....  | 101.50           | 71.05           |
| Daniel Matson.....   | 105.00           | 73.50           |
|                      | <hr/> \$1,062.12 | <hr/> \$ 734.44 |

## LOOKOUT MOUNTAIN.

|                       |                  |                 |
|-----------------------|------------------|-----------------|
| T. C. Alexander.....  | \$116.70         | \$ 81.69        |
| John A. Young.....    | 127.70           | 89.59           |
| S. B. Humbert.....    | 110.35           | 77.24           |
| Alonzo Abernethy..... | 130.25           | 91.17           |
| Mahlon Head.....      | 107.20           | 75.04           |
| E. B. Bascom.....     | 127.25           | 89.07           |
| Elliott Frazier.....  | 94.70            | 66.29           |
| J. D. Fegan.....      | 99.15            | 69.40           |
| Frank Critz.....      | 104.40           | 73.08           |
| F. P. Spencer.....    | 111.35           | 77.94           |
|                       | <hr/> \$1,129.05 | <hr/> \$ 790.31 |

## ANDERSONVILLE.

|                     |                   |                   |
|---------------------|-------------------|-------------------|
| J. A. Brewer.....   | \$115.45          | \$ 80.81          |
| D. C. Bishard.....  | 142.20            | 99.53             |
| W. C. Tompkins..... | 110.43            | 77.30             |
| M. V. B. Evans..... | 118.30            | 82.81             |
|                     | <u>          </u> | <u>          </u> |
|                     | \$ 486.38         | \$ 340.45         |
| Total .....         | \$3,682.33        | \$2,577.53        |

## BILLS PAID IN FULL.

## VICKSBURG.

|                         |                   |
|-------------------------|-------------------|
| J. F. Merry.....        | \$150.65          |
| S. D. Childs.....       | 236.69            |
| Manchester Press.....   | 53.00             |
| Vicksburg Herald.....   | 50.00             |
| Poole Bros.....         | 16.25             |
| H. H. Rood.....         | 50.50             |
| Chas. A. Clark.....     | 100.00            |
| H. S. M. Byers.....     | 100.00            |
| Record Printing Co..... | 232.50            |
|                         | <u>          </u> |
|                         | \$ 989.59         |

## SHELLOH.

|                     |                   |
|---------------------|-------------------|
| John Hayes.....     | \$ 63.75          |
| G. W. Crossley..... | 158.23            |
| A. L. Frisbie.....  | 100.00            |
| J. B. Weaver.....   | 100.00            |
| N. E. Kendall.....  | 100.00            |
| W. B. Bell.....     | 19.50             |
|                     | <u>          </u> |
|                     | \$ 521.48         |

## LOOKOUT MOUNTAIN.

|                       |                   |
|-----------------------|-------------------|
| Alonzo Abernethy..... | \$ 75.35          |
| R. D. Cramer.....     | 107.50            |
| John A. Young.....    | 10.50             |
|                       | <u>          </u> |
|                       | \$ 193.35         |

## ANDERSONVILLE.

|                                            |                   |
|--------------------------------------------|-------------------|
| J. A. Brewer.....                          | \$ 5.20           |
| H. S. Hedrick.....                         | 100.00            |
| Bishard Bros.....                          | 22.50             |
| D. C. Bishard.....                         | 10.25             |
|                                            | <u>          </u> |
|                                            | \$ 137.95         |
| E. P. Peterson, official stenographer..... | \$105.25          |
| W. H. C. Jaques.....                       | 2.93              |
|                                            | <u>          </u> |
|                                            | \$108.18          |

## MUSICIANS.

|                                               |          |            |
|-----------------------------------------------|----------|------------|
| Twenty-three men, railroad fare.....          | \$901.60 |            |
| Twenty-three men, sleeping car and meals..... | 805.00   |            |
| Twenty-three men, boat fare.....              | 230.00   |            |
| Twenty-three men, compensation.....           | 800.00   |            |
|                                               |          | \$2,736.60 |
| Total .....                                   |          | \$4,687.15 |

## RECAPITULATION.

|                                                   |            |            |
|---------------------------------------------------|------------|------------|
| Amount of appropriation.....                      | \$7,500.00 |            |
| Total of bills filed.....                         |            | \$8,369.48 |
| Amount of the deficiency.....                     | 869.48     |            |
|                                                   | \$8,369.48 | \$8,369.48 |
| Total of bills paid in full.....                  |            | 4,687.15   |
| Total of bills on which 70 per cent was paid..... |            | 2,577.33   |

NOTE.—One bill of \$15.00 is on file, but not allowed.

On motion of Weeks of Guthrie, the House adjourned until 1:30 o'clock this afternoon.

## AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Teter of Marion moved that Senate File No. 5 be made a special order for Wednesday morning March 6, at 10:30 o'clock.

Motion prevailed.

By unanimous consent, Senate File No. 38 was made a special order for Thursday morning, February 28, at 10:30 o'clock.

## MOTION TO RECONSIDER.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 82 passed the House and by which it passed to its third reading.

EDWARD McDONALD.

I second the motion.

HENRY H. REITZ.

## CONSIDERATION OF BILLS.

On motion of Bixby of Delaware, House File No. 260, a bill for an act to amend Section Twenty-six Hundred and Twenty-six (2626) of the Code and Section Seventeen (17), Chapter One Hundred and Twenty-two (122), laws of the Thirty-first General Assem-

bly, relating to the support of county teachers' institutes, with report of committee recommending passage, was taken up and considered.

Mr. Bixby moved to amend House File No. 260 by substituting for Section One (1) the following:

SECTION 1. That Section Twenty-six Hundred and Twenty-six (2626) of the Code be, and the same is hereby amended, by striking out all after the word "apart" in line three and before the word "which" in line four, and inserting in lieu thereof the following: "annually for each institute held in each county, a sum equal to as many dollars as each county has public school positions; provided, that the sum so set apart for any county shall not be less than two hundred dollars".

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Grier, Hackler, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Swan, Weeks, White, Wilson, Wolfe, Youde—86.

The nays were:

Geneva, Greenwood, Hambleton, McDonald, Moore, Springer, Swift, Teter, Webster, Mr. Speaker—10.

Absent or not voting:

Calkins, Cassady, Elliott, Hanna, Heles, Lee, Offill, Sparks, Stoltenberg, Sullivan, Van Houten, Welden—12.

So the bill passed and the title was agreed to.

On motion of Hanson of Humboldt, House File No. 269, a bill for an act to amend Section Two Thousand Four Hundred and Fifty-two (2452) of the Code of Iowa, relating to the publication of notice of the securing of petitions of general consent, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Van Houten of Taylor moved to amend House File No. 269 by adding the letter "s" to the word "affidavit" in the eighth line of Section One (1) of the printed bill.

Amendment adopted.

Swift of Shelby moved to amend House File No. 269 by adding at the end of the eighth line of Section One (1) the following: "when any name has been signed to a petition contemplated by this act it may not be withdrawn."

Amendment lost.

Schulte of Clayton moved to amend House File No. 269 by striking out Section Two (2).

Amendment lost.

Sullivan of Polk moved that the bill and amendments be referred to the Committee on Judiciary.

Motion lost.

Hanson of Humboldt moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Conn, Corrie, Darrah, DeMar, Dewell, Doran, Dow, Dunn, Dye of Decatur, Feay, Felt, Fenn, Flugum, Fox, Geneva, Hackler, Hambleton, Hanson, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Lister, Lowrey, McAllister, Mann, Mercer, Meredith, Morris, Nix, Paul, Pierce, Price, Reaney, Schoenenberger, Shaffer, Sidey, Smith, Stewart, Stillman, Swan, Van Houten, Webster, Weeks, White, Wilson, Youde—63.

The nays were:

Baird, Balluff, Clary, Cottrell, Drury, Dye of Pottawattamie, Earle, Harvey, Kellogg, Koontz, Kull, McDonald, McElrath, Marston, Mason, Miller of Bremer, Miller of Dubuque, Moore, Reitz, Ritter, Schroeder, Schulte, Sparks, Springer, Stoltenberg, Sullivan, Swift, Teter, Wolfe—30.

Absent or not voting :

Calkins, Cassady, Elliott, Feely, Greenwood, Grier, Hanna, Harding, Heles, Lee, Maben, Offill, Sheldon, Welden, Mr. Speaker—15.

So the bill passed and the title was agreed to.

On motion of Harding of Woodbury, House File No. 147, a bill for an act to legalize the action of the city council of Le Mars, Iowa, in allowing certain sums of money to the volunteer fire department of said city; in allowing certain sums of money to the Grand Army Post and instructor for a band, and in allowing to the members of the council of said city a sum claimed to be in excess of that provided by law, with report of committee recommending passage as amended, was taken up, considered, and the committee amendment adopted.

Weeks of Guthrie moved to amend House File No. 147 by striking out the catch words at the introduction of Section One (1) and Section Two (2).

Amendment adopted.

Cottrell of Plymouth moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Fenn, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Holmes, Jewell, Kelley, Kendall, Koontz, Kull, Lowrey, McDonald, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stoltenberg, Sullivan, Swan, Weeks, Wolfe, Mr. Speaker—68.

The nays were :

Baird, Cottrell, Kellogg, McAllister, McElrath, Meredith, Paul, Pierce, Reitz, Sheldon, Springer, Swift, Teter—13.

Absent or not voting:

Arney, Bergeson, Calkins, Cassady, Elliott, Felt, Flugum, Fox, Hanna, Heles, Hickey, Hume, Inman, Jones, Lee, Lister, Maben, Miller of Bremer, Ofill, Sparks, Stillman, Van Houten, Webster, Welden, White, Wilson, Youde—27.

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE.

Thinking that House File No. 147 had been defeated on the roll call, I changed my vote to "no" for the purpose of being in position to move a reconsideration. I was in favor of the measure, as indicated by my motion to advance it to the third reading and place it on its passage.

J. C. COTTRELL.

On request of Marston of Cerro Gordo, from the Committee on Public Health, substitute for Senate File No. 78, as it passed the Senate, together with amendments reported by the House Committee on Public Health, were ordered printed in the Journal:

SUBSTITUTE FOR SENATE FILE NO. 78.

A BILL for an Act to Provide for the Examination and Regulation of Graduate Nurses. Also to Regulate the Practice of Nursing by Graduate Nurses and to Provide a Penalty for the Violation Thereof.  
*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. It shall be unlawful for any person to profess to be a graduate and registered nurse without first obtaining from the State Board of Health a certificate authorizing him or her to practice nursing in this State.

SEC. 2. At the annual meeting of the State Board of Health it shall select two physicians from its own membership, and two graduate nurses, residents of this State, actively engaged in the practice of nursing, who, together with the Secretary of the State Board of Health, shall constitute the examining committee for the year. The examinations provided for in this act shall be held in the city of Des Moines in July of each year and at such other times as the Board of Health shall direct. All applicants for certificate to practice nursing shall have attained the age of twenty-three (23) years and shall be of good moral character. They shall be graduates of training schools recognized as being in good standing by the State Board of Health of Iowa, and shall have received at least two (2) years' instruction in general hospital practice. After July 1st, 1910, no training school shall be accredited by the State Board of Health as a school of recognized standing which is not attached to a general hospital and which does not have a course of study of at least three (3) years. All graduate nurses who are residents of the State shall be granted a certificate without examination upon the payment of the registration fee of five dollars (\$5.00), and the same rule shall apply to all nurses who graduate from a recognized school prior to July 1st,

1907. Nurses holding diplomas from hospital training schools of recognized standing, upon application to the Secretary of the State Board of Health, shall be granted a permit to practice until the first examination of the Board following the issuance of the said permit.

SEC. 3. After the passage of this act, any person who is not exempt from examination by Section Two (2) of this act and who shall apply for a certificate to practice nursing shall be examined in the following subjects: Elementary hygiene, anatomy, physiology, materia medica, dietetics, and also practical nursing, medical and surgical nursing, obstetrics, nursing of children, and the rules and regulations of the State Board of Health relating to infectious diseases and quarantine and such other subjects as the Examining Board may require from time to time. Each applicant shall pay the Secretary of the State Board of Health a fee of five dollars (\$5.00). If the examination be satisfactory to three members of said committee, it shall so report to the State Board of Health; if the Board find the report and ratings correct, it shall authorize its President and Secretary to issue a certificate to the successful candidate for which such candidate shall pay an additional fee of one dollar (\$1.00). This certificate shall confer upon the holder the right to practice as a registered nurse, and be conclusive evidence thereof. The State Board of Health is empowered to recognize certificates issued to nurses under the laws of other States having substantially similar requirements to those existing in this State; provided, that such States recognize certificates issued by the State of Iowa; then certificates issued by authority of such other States may be deemed sufficient evidence of qualifications of the licentiate without further examination for certificate in this State; the fee for such certificate shall be ten dollars (\$10.00). The holder of such certificate provided for in this act, shall cause the same to be registered in the office of the County Recorder of the county wherein he intends to reside.

SEC. 4. No person, after January 1st, 1908, except one holding a certificate under authority of this act shall advertise to be or assume the title of graduate and registered nurse or use the abbreviation "G. N." or "R. N." or any other words, letters or figures to indicate that the person using the same is a graduate or registered nurse, and it shall be unlawful for any graduate nurse to practice nursing as a graduate and registered nurse in the State of Iowa without first having registered under this act.

SEC. 5. This act shall not apply to any person nursing the sick with or without pay who does not in any way assume to be a registered or graduate nurse.

SEC. 6. The Board of Health may refuse to grant, or renew, any certificate provided for in this act, to a person otherwise qualified, who obtained said certificate by false or fraudulent representation, or for immoral or unprofessional or dishonorable conduct, or for willful or repeated violation of the rules or regulations of the State Board of Health; and the Board may revoke any certificate issued by it, for any such or similar cause; provided, that before the revocation of any certificate issued under the provisions of this act, the licentiate shall have been afforded an opportunity for a hearing before the Board. At least twenty (20)

days prior to the date set for such hearing, the Secretary of the State Board of Health shall cause written notice, under registered mail, to be sent to the licentiate at his last known place of residence; said notice shall contain a statement of the charges, and the date and place set for the hearing before the Board. If the party thus notified fails to appear, either in person or by counsel, at the time and place designated in said notice, the Board may, after receiving satisfactory evidence of the truth of the charges and the proper issuance of the notice, revoke said certificate. If the licentiate appear, either in person or by counsel, the Board shall proceed with the hearing as herein provided. The Board may receive and consider affidavits and oral statements, and shall cause stenographic report of the oral testimony to be taken, which, together with all other papers pertaining thereto, shall be preserved for one (1) year. If five (5) members of the Board present at the hearing are satisfied that the licentiate is guilty of any of the offenses charged, the certificate shall be revoked, for such time as the State Board of Health may determine.

SEC. 7. Each member of the Examining Committee, except the Secretary, shall receive for his services out of the funds created by the payment of fees by applicants for examination such compensation as is allowed to the members of the State Board of Medical Examiners for like services and the Secretary shall receive the sum of one hundred dollars (\$100.00) per annum and his necessary expenses incurred for services which cannot be performed at the Capitol. All printing, postage and other contingent expenses, necessarily incurred under the provisions of this act shall be paid from said fund. All expenses incurred under the provisions of this act shall be itemized, verified, and audited and a warrant drawn therefor on the nurses' fund in the same manner as other expenses of the State Board of Health.

SEC. 8. Any person who shall knowingly violate any of the provisions of this act, shall be guilty of a misdemeanor and, upon conviction thereof, shall be fined a sum not exceeding one hundred dollars (\$100.00) or imprisonment in the county jail for not to exceed thirty (30) days.

The following amendments were reported by the House Committee on Public Health:

By striking out the words "graduate and" in the second line of Section One (1) of the Senate substitute bill; by changing the period at the end of the first section to a comma and adding to said section the words "except as hereinafter provided"; by inserting the words "and who have been engaged in the practice of nursing prior to the passage of this act" after the word "State" in the seventeenth line of Section Two (2) of the Senate substitute bill.

By striking out the words "graduate and" in the third line of Section Four (4) and the abbreviations "G. N." and the word "or" in the fourth line of Section Four (4) and the words "graduate or" in the fifth line of Section Four (4). By striking out the word "and" in the seventh line of Section Four (4) and inserting the word "or" in lieu thereof.

On motion of Hambleton of Mahaska, the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 26, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. J. M. Walsh of Davenport.

Weeks of Guthrie in the chair.

Journal of Monday, February 25, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

McAllister of Linn presented remonstrance of Linden Camp, No. 4169 of M. W. of A., protesting changes in the rates of fraternal insurance associations.

Referred to Committee on Insurance.

Mason of Lee presented petition of superintendent and principals of ward schools of Keokuk, Iowa, relative to House File No. 260, Senate File No. 98 and other school bills.

Referred to Committee on Schools and Text Books.

Sullivan of Polk presented petition of Local Union, No. 90, International Brotherhood of Teamsters, of Des Moines, relative to House File No. 160 and Senate File No. 96.

Referred to Committee on Printing.

Kelley of Polk presented petition of Local Union, No. 90 of the International Brotherhood of Teamsters, of Des Moines, relative to House File No. 160 and Senate File No. 96.

Referred to Committee on Printing.

Kelley of Polk presented petition of Local Union, No. 90, Inter-

national Brotherhood of Teamsters, of Des Moines, relative to House File No. 45 and Senate File No. 33.

Referred to Committee on Public Health.

Mason of Lee presented petition of manufacturers, wholesalers and jobbers relative to Senate File No. 196.

Referred to Committee on Judiciary.

Sullivan of Polk presented petition of Local Union, No. 90, International Brotherhood of Teamsters, of Des Moines, relative to House File No. 45, Senate File No. 33.

Referred to Committee on Public Health.

Sullivan of Polk presented communication of Mrs. Frank W. Dodson of Des Moines relative to the salaries of county recorders.

Referred to Committee on Compensation of Public Officers.

Calkins of Adams presented petition of the teachers of Adams county relative to House Files No. 241, 248, 260, Senate File No. 98, and other school bills.

Referred to Committee on Schools and Text Books.

#### LEAVE OF ABSENCE GRANTED.

On request of Ritter of Des Moines, leave of absence was granted Clarke of Jefferson until Wednesday.

On request of Allred of Wayne, leave of absence was granted Elliott of Page until next Tuesday.

#### MOTIONS TO RECONSIDER.

The following motions to reconsider were filed:

MR. SPEAKER—I move to reconsider the vote by which House File No. 260 passed the House and by which it passed to its third reading

GEO. A. KELLOGG.

I second the motion.

GEO. C. WHITE.

Also:

MR. SPEAKER—I move to reconsider the vote by which House File No. 269 passed the House and by which it passed to its third reading.

H. C. BRANDES.

I second the motion.

J. H. KELLEY.

## RESOLUTION.

Youde of O'Brien presented the following resolution, which, under suspension of the rule, was adopted:

MR. SPEAKER—

WHEREAS, The Hon. Ezra M. Brady, an honored member of this House, from the Eightieth district, in the Twenty-sixth General Assembly, died at Sanborn, Iowa, August 26th, 1906; therefore, be it

*Resolved*, That a committee of three be appointed to present suitable resolutions respecting his life, character; and public services

The Speaker named as such committee:

Youde of O'Brien, Feay of Lyon, Darrah of Lucas.

In conformity with the action of the Thirty-second General Assembly, providing for the appointment of a commission to revise the Code, as set forth in Senate File No. 44, the Speaker named as members of such commission, on part of the House:

Weeks of Guthrie, Hackler of Webster, Sparks of Wapello.

Unanimous consent having been given, Sullivan of Polk withdrew House File No. 134 from the Committee on Schools and Text Books and from further consideration of the House.

Unanimous consent having been given, Hambleton of Mahaska withdrew House File No. 267 from the Committee on Ways and Means and from further consideration of the House.

Unanimous consent having been given, Springer of Buchanan withdrew House File No. 237 from further consideration of the House.

## REPORTS OF COMMITTEES.

Hambleton of Mahaska, from the Committee on Mines and Mining, submitted the following report:

MR. SPEAKER—Your Committee on Mines and Mining, to whom was referred House File No. 212, a bill for an act providing for the examining and firing of shots in mines where shooting and blasting is done (additional to Chapter Nine (9) of Title Twelve (12) of the Supplement to the Code), and to repeal Section Twenty-four Hundred and Ninety-five-b (2495-b) of the Supplement to 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 amended by adding Section Six (6).

"This act shall take effect and be in force from and after the first day of May, 1908".

And when so amended that the bill do pass.

A. F. N. HAMBLETON,  
*Chairman.*

Adopted.

Hume of Mitchell, from the Committee on Compensation of Public Officers, submitted the following reports:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 103, a bill for an act to amend Section Five Hundred and Ninety-one (591) of the Code, relative to compensation of township clerks, beg leave to report 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. H. HUME,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 168, a bill for an act to amend the law as it appears in Section Sixty-five (65) of the Supplement to the Code, and to amend Sections Eighty-eight (88), Ninety-nine (99) and One Hundred and Sixteen (116) of the Code, relating to the compensation of the Secretary to the Governor, the Deputy Secretary of State, the Deputy Auditor of State and the Deputy Treasurer of 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 amended as follows:

That Section Five (5) thereof be substituted as Section Six (6). And that Section Five (5) be as follows:

That Section Twenty-six Hundred and Twenty-seven (2627) of the Code be amended by striking out the words "fifteen hundred" in the third line thereof, and inserting the words "eighteen hundred" in lieu thereof.

And when so amended that the bill do pass.

T. H. HUME,  
*Chairman.*

Adopted.

Marston of Cerro Gordo, from the Committee on Public Health, submitted the following reports:

MR. SPEAKER—Your Committee on Public Health, to whom was referred Senate File No. 78, a bill for an act to provide for the examination and regulation of graduate nurses; also to regulate the practice of nursing by graduate nurses and to provide a penalty for violation 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 amended by striking out the words "graduate and"

in the second line of Section One (1) of the Senate substitute bill; by changing the period at the end of the first section to a comma and adding to said section the words "except as hereinafter provided"; by inserting the words "and who have been engaged in the practice of nursing prior to the passage of this act" after the word "State" in the seventeenth line of Section Two (2) of the Senate substitute bill; by striking out the words "graduate and" in the third line of Section Four (4) and the abbreviations "G. N." and the word "or" in the fourth line of Section Four (4) and the words "graduate or" in the fifth line of Section Four (4); by striking out the word "and" in the fifth line of Section Four (4) and insert the word "or" in lieu thereof.

And when so amended that the bill do pass.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House File No. 45, a bill for an act to safeguard the public health by regulating the manufacture and sale of "patent and proprietary" medicines, and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by the following substitute amendment:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 45.

A BILL for an act to prevent the adulteration, misbranding and imitation of drugs; and repealing Sections Four Thousand Nine Hundred and Eighty-three (4983), Four Thousand Nine Hundred and Eighty-five (4985), Four Thousand Nine Hundred and Eighty-six (4986) and Four Thousand Nine Hundred and Eighty-eight (4988) of the Code, and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. No person, firm or corporation, by himself, officer, servant or agent, or as the officer, servant or agent of any other person, firm or corporation, shall manufacture or introduce into the State or solicit orders for delivery, or sell, exchange, deliver, or have in his possession with the intent to sell, exchange or expose, or offer for sale or exchange, any drug which is adulterated or misbranded within the meaning of this act. Provided, that none of the penalties set forth in this act shall be imposed upon any common carrier for introducing into the State, or having in its possession, any adulterated or misbranded drugs, where the same were received by said carrier for transportation in the ordinary course of its business and without actual knowledge of the adulteration or misbranding thereof.

SEC. 2. The term "drug", as used in this act, shall include all medicines and preparations recognized in the United State Pharmacopoeia

or National Formulary for internal or external use, and any substance or mixture of substances intended to be used for the cure, mitigation or prevention of disease of either man or other animals, or for the destruction of parasites.

SEC. 3. For the purposes of this act, a drug shall be deemed to be adulterated:

First. If, when a drug is sold under or by a name recognized in the United States Pharmacopoeia or National Formulary, it differs from the standard of strength, quality or purity as determined by the test laid down in the United States Pharmacopoeia or National Formulary official at the time of investigation: Provided, that no drug defined in the United States Pharmacopoeia or National Formulary shall be deemed to be adulterated under this provision if the standard of strength, quality or purity be plainly stated upon the bottle, box or other container thereof, although the standard may differ from that determined by the test laid down in the United States Pharmacopoeia or National Formulary.

Second. If its strength or purity fall below the professed standard or quality under which it is sold.

SEC. 4. The term "misbranded," as herein used, shall apply to all drugs the package or label of which shall bear any statement, design, or device regarding such article or the ingredients or substances contained therein, which shall be false or misleading in any particular and to any drug which is falsely branded as to state, country or territory in which it is manufactured or produced.

For the purposes of this act, a drug shall also be deemed to be misbranded:

First. If it be an imitation of or offered for sale under the name of another article.

Second. If the contents of the package as originally put up shall have been removed in whole or in part and other contents shall have been placed in such package, or if the package shall fail to bear a statement on the label showing the name of all the ingredients contained therein (in continuous list with no intervening matter of any kind) and the exact quantity or proportion of any alcohol, morphine, opium, heroin, chloroform, cannabis indica, chloral hydrate, acetanilide, or any derivative or preparation of any such substances contained therein. The statement herein required shall be plainly printed upon the outside wrapper and also upon a label affixed to the package in type "eight point caps"; provided, that in case the size of the package will not permit the use of eight point caps, the size of the type may be reduced proportionately. There shall be such a contrast between the color of the label and the color of the ink used in printing the label heretofore required, that the label shall be easily and plainly legible.

SEC. 5. No person, firm or corporation shall sell, offer or expose for sale, or have in his possession, any preparation or product intended for use of man or domestic animals, either for internal or external use, or for cosmetic purposes, or for inhalation, or for perfumes, which contains methyl (wood) alcohol, crude or refined, or denatured alcohol.

SEC. 6. The Commissioner shall, from time to time, with the ap-

proval of the Executive Council, issue a printed bulletin showing the results of inspections, analyses and prosecutions undertaken under this act, together with such general information as may be deemed suitable. Such bulletins shall be printed in such numbers as may be directed by the Executive Council, and shall be issued to the newspapers of this State and to all interested persons.

SEC. 7. It is hereby made the duty of the State Food and Dairy Commissioner to enforce the provisions of this act. The inspectors, assistants and chemists appointed by the State Food and Dairy Commissioner shall perform the same duties and have the same authority under this act as are prescribed by Chapter One Hundred and Sixty-six (166), laws of the Thirty-first General Assembly.

SEC. 8. Any person, firm or corporation, or agent thereof, who refuses to comply, on demand, with any of the requirements of this act, or who shall violate any of its provisions, or who shall obstruct or hinder the said State Food and Dairy Commissioner, or any of his assistants, in the discharge of any duty imposed by this act, shall be guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine not exceeding One Hundred Dollars.

SEC. 9. All goods purchased or received by either wholesale or retail dealers of this State prior to July first, Nineteen Hundred and Seven (1907), shall be exempt from the provisions of this act until January first, Nineteen Hundred and Eight (1908). The having in possession by any person who manufactures or exposes for sale, any adulterated or misbranded drug within the meaning of this act, shall be prima facie evidence of having in possession with intent to sell in violation of its provisions; provided, that any manufacturer, wholesaler or jobber may keep goods specifically set apart in his stock for sale in other States, which might otherwise be in violation of the provisions of this act.

SEC. 10. Sections Four Thousand Nine Hundred and Eighty-three (4983), Four Thousand Nine Hundred and Eighty-five (4985), Four Thousand Nine Hundred and Eighty-six (4986) and Four Thousand Nine Hundred and Eighty-eight (4988) of the Code are hereby repealed.

And when so amended that the bill do pass.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Conn of Butler, from the Committee on Insurance, submitted the following reports:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 49, a bill for an act providing for a uniform policy to be used by all fire insurance companies doing business 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 amended as follows:

On page one, Section One (1), line one, after the words "insurance company" strike out the words "or association".

On page one, Section One (1), at line eight, after the quotation marks at the end of the dotted line, strike out all that follows down to and including line thirteen.

On page two, Section Two (2), at line five, strike out the clause "or the payment of all assessments".

On page three, Section Two (2), at line forty, the spelling of the word "policy" is to be corrected by adding a "y".

On page three, Section Two (2), at line sixty-one, after the words "usurped power", strike out the clause "or by order of any civil authority".

On page six, Section Two (2), in line one hundred and forty, change the punctuation mark after the word "presents", making it a period instead of a comma, and strike out the balance of line one hundred and forty; also line one hundred and forty-one.

On page six, Section Three (3), at lines four and five, strike out the words "insurance commissioner" and substitute in lieu thereof "Auditor of State".

On page six, Section Four (4), at line two, after the word "shall" insert the following: "be deemed to repeal or in any manner modify any existing statutes, nor to".

On page six, strike out Section Five (5).

And when so amended that the bill do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 292, a bill for an act to repeal Section Number Sixteen Hundred and Ninety-nine (1699) of the Code, and enact a substitute, in relation to investment of funds of insurance companies other than life, and organized under Chapter Four (4) of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows:

Par. 6. In certificates of deposit of solvent State or savings banks organized under the laws of this State.

And when so amended that the bill do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

Stoltenberg of Scott, from the Committee on Private Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Private Corporations, to whom was referred House File No. 261, a bill for an act to amend Section Sixteen Hundred and Ten (1610) of the Supplement to the Code, relating to "articles of incorporation and incorporation fees", beg leave to report that they have had the same under consideration and have instructed me

to report the same back to the House with the recommendation that the same be amended by inserting after the word "association" in the third line of the printed bill the following: "that are organized for pecuniary profit", and when so amended that the bill do pass.

A. H. STOLTENBERG,  
*Chairman.*

Adopted.

Moore of Linn, from the Committee on State University, submitted the following report:

MR. SPEAKER—Your Committee on State University, to whom was referred House File No. 19, a bill for an act to amend Section Two Thousand Six Hundred and Forty (2640) of the Code, relating to the departments of the State University, and providing for economy in expenditures by combining the departments of medicine and homeopathic medicine, beg leave to report 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.

ERNEST R. MOORE,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Feely of Black Hawk, from the Committee on Federal Relations, submitted the following report:

MR. SPEAKER—Your Committee on Federal Relations, to whom was referred Senate Joint Resolution No. 2, a joint resolution of the Thirty-second General Assembly of the State of Iowa, making application to the Congress of the United States to call a convention for proposing amendments to the Constitution of the United States, beg leave to report 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.

GUY A. FEELY,  
*Chairman.*

Adopted.

Welden of Hardin, from the Committee on Telegraph, Telephones and Express, submitted the following report:

MR. SPEAKER—Your Committee on Telegraph, Telephones and Express, to whom was referred House File No. 253, a bill for an act to exempt from taxation farmers' rural mutual telephone lines so long as no dividends or profits are derived therefrom and amending Section Thirteen Hundred and Four (1304), Paragraph One (1) of the Supplement of the Code, and Section Thirteen Hundred and Twenty-eight (1328) 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 do pass.

WM. WELDEN,  
*Chairman.*

Passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 119, a bill for an act to amend Chapter Fourteen (14) of Title Five (5) of the Code, relating to the management of waterworks in special charter cities having a population of thirty-five thousand (35,000) or more, and all acts or parts of acts in so far as they conflict with this act shall not be applicable to any such cities.

Also:

Senate File No. 60, a bill for an act to validate and legalize the consolidation of the Dunleith & Dubuque Bridge Co., a corporation created under the laws of the State of Illinois, with the Dunleith & Dubuque Bridge Co., a corporation created under the laws of the State of Iowa, and validating and legalizing all rights and franchises exercised under said consolidation by said Iowa corporation, and all corporate acts and proceedings of the said Iowa corporation since the consolidation of the said Illinois corporation with it.

Also:

Senate File No. 62, a bill for an act to legalize the acts and resolutions passed by the Board of Supervisors of Van Buren county, Iowa, making a final settlement with H. L. McGrew, County Treasurer of said county, and releasing said H. L. McGrew and his bondsmen from liability on account of loss by reason of the deposit of county and other funds in the private banking house of E. H. Skinner & Co.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Teter of Marion, House File No. 336, a bill for an act to amend Section Fifteen Hundred and Thirty-three (1533) of the Supplement to the Code, relative to the duty of township trustees.

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

By Shaffer of Fayette, House File No. 337, a bill for an act in relation to text books in the public schools in the State of Iowa.

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

By Harding of Woodbury (by request), House File No. 338, a bill for an act to amend Chapter One Hundred Twenty (120), laws

of the Thirty-first General Assembly, relating to the State Sanatorium at Iowa City, further defining the duties of the Board of Control regarding tuberculosis, and making additional appropriations.

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

By Feely of Black Hawk (by request), House File No. 339, a bill for an act additional to Chapter Three (3), Title Sixteen (16) of the Code, in relation to divorce and alimony.

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

#### SENATE MESSAGES CONSIDERED.

Senate File No. 77, a bill for an act making appropriations for the Iowa State College of Agriculture and Mechanic Arts, the State University and the State Normal School.

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

Senate substitute for Senate File No. 104, a bill for an act to amend Chapter Two (2) of Title Ten (10) of the Code, relating to United States levees, as amended by Chapter Eighty-three (83) of the laws of the Thirty-first General Assembly, to promote the public health, convenience and welfare, by leveeing, ditching and draining the lands of the State, and providing for the assessment and collection of the costs and expenses of the same, and issuing improvement-certificates, or issuing and selling bonds therefor.

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

Senate File No. 205, a bill for an act providing for special assessments for sidewalk and street improvements in cities and towns upon the right of way of any railroad company fronting or abutting upon a street, highway, avenue, alley, public ground, wharf, landing or market place the same as upon any land or lot therein and providing for the collection thereof.

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

Senate File No. 224, a bill for an act making an appropriation to enable the State Railroad Commission to make an investigation of railway freight rates.

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

Senate File No. 192, a bill for an act to amend Section Seven Hundred and Sixty-eight of the Code, relating to vestibules on street cars for the protection of employes operating such cars.

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

SENATE SUBSTITUTE FOR HOUSE FILE NO. 81.

A BILL for an act to amend Section Five Hundred Twenty (520) of the Code, in relation to the examination of witnesses by the Coroner, and to provide for a reporter, to be appointed by the Coroner, at inquests or investigations, and making provision for the payment thereof.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Five Hundred and Twenty (520) of the Code be, and is hereby amended, by adding after the word "case" in the seventh line thereof, the following words and figures, to-wit: "For the purpose of preserving the testimony of such witnesses, and all the acts and doings of the Coroner and jury, the Coroner may appoint a shorthand reporter at a compensation of not to exceed fifty cents (50c) per hour, for time actually employed in any inquest or investigation, and for extending the notes, and when such reports are extended into longhand by the said shorthand reporter and certified to by the Coroner and said reporter to the effect that they contain a full, true and complete report of all proceedings, they shall be the official record of the said inquest or investigation. The said shorthand reporter shall, before entering upon his duties as such reporter, take an oath to be administered by the Coroner, that he will faithfully take down in shorthand the evidence as it is given by the witnesses at such inquest or investigation, and that he will correctly extend the same into longhand.

And when so amended the bill do pass.

Passed on file.

CONSIDERATION OF BILLS.

On motion of Mason of Lee, House File No. 280, a bill for an act to regulate and fix the place of bringing action against municipal corporations in the State of Iowa in all counties where terms of the district court are held in more than one place, with report of committee recommending passage, was taken up and considered.

Hackler of Webster moved to amend House File No. 280 by inserting after the word "corporations" in the first line of Section One (1) the words "including cities organized under special charter."

Amendment adopted.

Mason of Lee moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Mars-ton, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Mr. Speaker—95.

The nays were:

None.

Absent or not voting:

Beery, Cassady, Clarke, Dow, Elliott, Heles, Lee, McElrath, Miller of Bremer, Moore, Sheldon, Welden, Youde—13.

So the bill passed.

Pierce of Buena Vista moved to amend the title to House File No. 280 by striking out the words "regulate and" in the first line thereof.

Amendment adopted, and title, as amended, agreed to.

On motion of Bixby of Delaware, House File No. 217, a bill for an act to amend the law as it appears in Section One Hundred

and Sixty-eight (168) and Section Twenty-six Hundred and Thirty-four-a (2634-a) of the Supplement to the Code, providing for furnishing the Educational Board of Examiners with supplies and printing and for the payment of the expenses of the Educational Board of Examiners, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—94.

The nays were:

None.

Absent or not voting:

Balluff, Bergeson, Cassady, Conn, Elliott, Geneva, Harding, Kelley, Lee, Maben, Mason, Reitz, Stoltenberg, Welden—14.

So the bill passed.

Bixby of Delaware moved to amend the title to House File No. 217 by striking therefrom the following: "and Section Twenty-six Hundred and Thirty-four-a (2634-a) of the Supplement to the Code."

Amendment adopted, and title, as amended, agreed to.

On motion of Hanson of Humboldt, Senate File No. 9, a bill for an act entitled "An act to confirm the title of T. C. Lovrein in a strip of land on Section Fifteen (15), Township Ninety-three (93) North, Range Thirty-four (34) west of the Fifth Principal Meridian, lying between the true south boundary line and the meandered south boundary line of Rat Lake in said section; and authorizing the Executive Council to quit claim said strip to him," with report of committee recommending passage, was taken up and considered.

Mr. Hanson moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Ritter, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Youde, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Anderson, Balluff, Beery, Cassady, Clarke, Corrie, Elliott, Feay, Geneva, Harding, Heles, Kellogg, Koontz, Lee, McElrath, Marston, Miller of Bremer, Reitz, Schoenenberger, Schroeder, Stoltenberg, Welden, Wolfe—23.

So the bill passed and the title was agreed to.

On motion of Clary of Chickasaw, House File No. 275, a bill for an act to prohibit misrepresentations by life insurance companies, with report of committee recommending passage, was taken up and considered.

Mr. Clary moved to amend House File No. 275 by striking from line two the word "or" between the words "issue" and "circulate" and inserting in lieu thereof a comma, and by striking from the same line the word "or" between the words "issued" and "circulated," and inserting in lieu thereof a comma; and by inserting after the comma following the word "circulate" in the same line the words "or use" and after the comma following the word "circulated" in the same line the words "or used."

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—99.

The nays were:

None.

Absent or not voting:

Cassady, Clarke, Dewell, Elliott, Heles, Lee, Miller of Bremer, Morris, Welden—9.

So the bill passed and the title was agreed to.

On motion of Wilson of Tama, Senate File No. 158, a bill for an act making an additional appropriation to pay the remainder

of the expenses of the members of the Iowa Shiloh Battlefield Monument Commission, the Iowa Lookout Mountain and Missionary Ridge Monument Commission, the Iowa Vicksburg Park Monument Commission and the Iowa Andersonville Prison Monument Commission, upon their joint visit to dedicate the monuments erected by the State of Iowa upon southern battlefields and at Andersonville, with report of committee recommending indefinite postponement and minority report recommending passage, was taken up and considered.

Wilson of Tama moved that the minority views be substituted for the report of the committee, and when so substituted that they be adopted.

Motion prevailed.

Lister of Grundy moved that the rule be suspended, that the bill be considered engrossed and read a third time now.

Lister of Grundy moved that the previous question be now put.

Roll call demanded by Moore of Linn and Kellogg of Harrison.

On the question, "Shall the previous question be ordered?"

The yeas were:

Anderson, Arney, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Conn, Corrie, Darrah, Dewell, Doran, Dow, Drury, Dye of Decatur, Earle, Feely, Felt, Fenn, Flugum, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Jewell, Jones, Kelley, Lister, Lowrey, McDonald, Maben, Marston, Mason, Mercer, Meredith, Morris, Nix, Pierce, Reaney, Shaffer, Smith, Stillman, Sullivan, Swan, Van Houten, Webster, White, Wilson, Youde, Mr. Speaker—56.

The nays were:

Allred, Baird, Balluff, Bauman, Brandes, Calkins, Clary, DeMar, Dodds, Fox, Geneva, Greenwood, Inman, Kellogg, Kendall, Kull, McAllister, Mann, Miller of Bremer, Miller of Dubuque, Moore, Offill, Paul, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sheldon, Sidey, Sparks, Springer, Stewart, Stoltenberg, Swift—35.

Absent or not voting:

Cassady, Clarke, Cottrell, Dunn, Dye of Pottawattamie, Elliott, Harding, Heles, Koontz, Lee, McElrath, Price, Teter, Weeks, Welden, Wolfe—16.

Roll call verified.

Motion prevailed, and the previous question was ordered.

The question then arose on the motion of Lister of Grundy that the rule be suspended, that the bill be considered engrossed and read a third time now.

Motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Arney, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Conn, Corrie, Cottrell, Darrah, Dewell, Doran, Dow, Drury, Dye of Decatur, Earle, Feay, Feely, Fenn, Flugum, Grier-Hackler, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Lister, Lowrey, McDonald, Maben, Marston, Mason, Mercer, Meredith, Morris, Nix, Pierce, Reaney, Shaffer, Sheldon, Smith, Stillman, Sullivan, Swan, Teter, Webster, Weeks, White, Wilson, Youde, Mr. Speaker—60.

The nays were:

Allred, Baird, Bauman, Brandes, Calkins, Clary, DeMar, Dodds, Dunn, Dye of Pottawattamie, Felt, Geneva, Greenwood, Kellogg, Kendall, Koontz, Kull, McAllister, Mann, Miller of Bremer, Miller of Dubuque, Moore, Offill, Paul, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sidey, Sparks, Springer, Stewart, Stoltenberg, Swift, Van Houten—37.

Absent or not voting:

Balluff, Cassady, Clarke, Elliott, Fox, Harding, Heles, Lee, McElrath, Welden, Wolfe—11.

So the bill, having failed to receive the votes of two-thirds of those elected to the House, as provided by the Constitution, was declared to be lost.

EXPLANATION OF VOTE ON SENATE FILE NO. 158.

MR. SPEAKER—The previous question was moved on Senate File No. 158, before any discussion was taken on the bill. I do not know about the merits of this bill, but I believe it is wrong to refuse a free discussion on such an important bill; therefore, I vote "No".

THOMAS GENEVA.

MR. SPEAKER—I voted "No" on the preliminary motion of Senate File No. 158, because I considered the question open to debate.

L. W. INMAN.

Hambleton of Mahaska filed the following notice:

MR. SPEAKER—Senate File No. 90, having passed the Senate, and being rejected by the House on February 22d, 1907, notice is hereby given in accordance with the Joint Rule No. 10, that by leave of a majority, after five days, the same will be introduced again.

A. F. N. HAMBLETON.

February 26th, 1907.

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, Senate Files No. 60, 62 and 119.

Price of Warren moved that when the House adjourn on Wednesday forenoon, February 27, it be until 1:30 o'clock p. m.

Motion prevailed.

On motion of Jones of Montgomery, the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 27, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. J. J. Williams of Jewell.

Journal of Tuesday, February 26, 1907, corrected and approved.

Unanimous consent having been given, McDonald of Carroll withdrew the motion which had been filed to reconsider the vote on House File No. 82.

## PETITIONS AND MEMORIALS.

Hambleton of Mahaska presented communications of citizens of Oskaloosa relative to "Newberry Bill."

Referred to Committee on Public Health.

Darrah of Lucas presented petition of horse breeders of Chariton relative to House File No. 306.

Referred to Committee on Animal Industry.

White of Story presented petition of citizens of Maxwell relative to House File No. 75.

Referred to Committee on Appropriations.

Dow of Franklin presented petition of citizens of Alexander relative to the Railroad Joint Rate Bill.

Referred to Committee on Railroads and Commerce.

Sullivan of Polk presented remonstrance of Des Moines Typographical Union, No. 118, opposing House File No. 160 and Senate File No. 96.

Referred to Committee on Printing.

Sidey of Adair presented petition of teachers of Adair county relative to House File No. 260.

Referred to Committee on Schools and Text Books.

Anderson of Hamilton presented petition of teachers of Williams relative to House File No. 241, House File No. 260, Senate File No. 98 and other school bills.

Referred to Committee on Schools and Text Books.

Anderson of Hamilton presented petition of residents of Webster City relative to House File No. 45, Senate Files No. 31 and 33.

Referred to Committee on Pharmacy.

Kelley of Polk presented remonstrance of Typographical Union, No. 118; Journeymen Plumbers, Gas Fitters, Steam Fitters, Steam Fitters' Helpers; Bakers and Confectioners' Union; and Journeymen Barbers', No. 43, relative to House File No. 160 and Senate File No. 96.

Referred to Committee on Printing.

Kelley of Polk presented petition of the Temperance Information Committee of the Young People's Alliance of the Evangelical Association of Highland Park, Des Moines, relative to Senate File No. 165; also in relation to Senate File No. 51, and House File No. 45.

Referred to Committee on Public Health.

Moore of Linn presented petition of resident taxpayers of Linn county relative to House File No. 75.

Referred to Committee on Appropriations.

Offill of Jasper presented petition of citizens of Jasper county relative to the Pure Drug Bill.

Referred to Committee on Public Health.

Schoenenberger of Madison presented petition of teachers and residents of Madison county relative to House File No. 160.

Referred to Committee on Schools and Text Books.

## LEAVE OF ABSENCE GRANTED.

On request of Baird of Iowa, leave of absence was granted Schroeder of Crawford until Tuesday.

On request of Corrie of Ida, leave of absence was granted Dye or Decatur until Tuesday.

On request of Schulte of Clayton, leave of absence was granted Heles of Dubuque until Tuesday.

On request of McAllister of Linn, leave of absence was granted Feay of Lyon until Tuesday.

On request of McDonald of Carroll, leave of absence was granted Clarke of Jefferson until Thursday.

On request of Allred of Wayne, leave of absence was granted Elliott of Page until Tuesday.

On request of Grier of Poweshiek, leave of absence was granted Hackler of Webster until March 5.

On request of Doran of Boone, leave of absence was granted Corrie of Ida until Thursday.

## REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 135, a bill for an act to amend Section Five Thousand Forty (5040) of the Code, relating to a breach of the Sabbath, beg leave to report 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. W. WEEKS,  
*Chairman.*

## REPORT OF MINORITY FROM JUDICIARY COMMITTEE ON HOUSE FILE NO. 135.

MR. SPEAKER—The undersigned, being a minority of the Judiciary Committee, to whom was referred House File No. 135, beg leave to report that they do most respectfully dissent from the report of the majority on said bill, and hereby recommend that said House File do pass.

C. A. MEREDITH,  
D. W. DOW,  
A. F. N. HAMBLETON.

Ordered passed on file.

Jones of Montgomery, from the Committee on Appropriations, submitted the following reports:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 25, a bill for an act to repeal Section Three (3) of Chapter One Hundred and One (101) of the laws of the Thirtieth General Assembly, and of Chapter One Hundred and Thirteen (113) of the laws of the Thirty-first General Assembly, relative to establishing and maintaining a State Board of Health Laboratory at Iowa City, and enacting in lieu thereof the following:—beg leave to report 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 the words and figures “six thousand dollars (\$6,000.00)” in the seventh line of Section One (1) of the original bill, and inserting in lieu thereof the following: “five thousand dollars (\$5,000.00)”, and when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 80, a bill for an act appropriating money to J. H. Cownie, Jr., R. R. McCutchen, and F. M. Hubbell, as trustees, to reimburse them for the funds advanced and used in the purchase of land for the State as an addition to the State Fair Grounds, 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.

F. F. JONES,  
*Chairman.*

Passed on file.

Lowrey of Calhoun, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred Senate File No. 184, a bill for an act to amend Section Eighteen Hundred and Seventy-three (1873) of the Code, relating to the publication of reports of banks, beg leave to report 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. H. LOWREY,  
*Chairman.*

Adopted.

Lister of Grundy, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 67, a bill for an act to amend Section One Thousand Six

Hundred and Seventy-five (1675) of the Supplement to the Code, relative to State aid for farmers' institutes, beg leave to report 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 LISTER,  
*Chairman.*

Adopted.

Koontz of Johnson, from the Committee on Public Libraries, submitted the following report:

MR. SPEAKER—Your Committee on Public Libraries, to whom was referred House File No. 264, a bill for an act to provide for the drafting of bills for members of the General Assembly, and for the gathering of information relating to legislation in this and other States, beg leave to report 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:

By striking out the words "two thousand" in the fourth line of Section Twenty-eight Hundred and Eighty-one-F (2881-F) and inserting in lieu thereof the words "fifteen hundred". Also move to amend House File No. 264 by inserting at the end of Section Twenty-eight Hundred and Eighty-one-F (2881-F) the words "this act shall be in force and effect on and after January 1st, 1908".

And we hereby further recommend that the same be referred to the Committee on Appropriations.

GEO. W. KOONTZ,  
*Chairman.*

Adopted, and the bill was so referred.

#### RESOLUTIONS.

Weeks of Guthrie presented the following resolution:

WHEREAS, The State has at considerable expense erected, in divers places, monuments to the memory of those who gave their lives for the Union, and in defense of the flag, during the War of the Rebellion, and to the memory of others who performed services for our country; and,

WHEREAS, There is no proper and concise record of such monuments, convenient and accessible to the people who so generously contributed thereto; therefore, be it

*Resolved*, That the Committee on Printing of the House be, and the same is hereby directed, to examine into the feasibility, need and cost of publishing in book form all matters of general interest connected with the appropriations for the dedication of all monuments erected by the State, or with the aid thereof, setting forth in said proposed publication a complete list of such monuments, where located, and all matters connected therewith, as will be of use and interest to the people.

Rule suspended and resolution adopted.

Dye of Pottawattamie presented the following resolution, which was laid over under Rule 34:

*Resolved by the House, the Senate concurring,* That the Secretary of State be, and is hereby directed, to furnish to the Assistant Clerk of the House, the Reading Clerk of the House, the First and Second Assistant Secretaries of the Senate, the Journal Clerks of both Houses, and the Engrossing Clerks of both Houses, each with a copy and Supplements to the Code, and the Session Laws of the Thirtieth and Thirty-first General Assemblies and annotations.

Hambleton of Mahaska presented the following resolution:

*Resolved,* That the House adjourn at 2:30 o'clock this afternoon until 10:00 o'clock tomorrow morning, out of respect for Hon. N. J. Lee, the funeral of whose mother is held this afternoon; and,

*Resolved,* further, That we hereby extend our heartfelt sympathy to him in his affliction,

Rule suspended, and resolution adopted.

Sullivan of Polk moved that there be no committee meetings this afternoon, after 2:30 o'clock, as a further mark of respect to Hon. N. J. Lee.

Motion prevailed.

#### INTRODUCTION OF BILLS.

By Miller of Dubuque, House File No. 340, a bill for an act to amend Section Two Thousand Two Hundred and Thirty-eight (2238) of the Code, relating to support of the poor.

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

By Jones of Montgomery, House File No. 341, a bill for an act to repeal Section Seventeen Hundred and Seventy-four (1774) of the Code, relating to valuation of policies of life insurance companies and to enact a substitute therefor.

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

By Koontz of Johnson, House File No. 342, a bill for an act to repeal Section Fourteen Hundred and Eighty-three (1483) of the Code, relating to roads and highways, and to enact a substitute therefor.

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

By Blackmore of Worth (by request), House File No. 343, a bill for an act to amend Section Three Thousand Four Hundred and Fifty-six (3456) of the Code, relating to limitation of actions, and providing for the revival of causes of actions founded on contract.

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

By Grier of Poweshiek (by request), House File No. 344, a bill for an act to regulate the furnishing of cars by railroad corporations to shippers, and providing a minimum speed for the transportation of cars.

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

By Committee on Insurance, House File No. 345:

A bill for an act to amend Section One Thousand Seven Hundred and Forty-three (1743) of the Supplement to the Code, relative to the removal of goods and merchandise covered by insurance.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section One Thousand Seven Hundred and Forty-three (1743) of the Supplement to the Code be, and the same is hereby amended, by striking out the word "removal" in the fourteenth line of said section.

Read first and second time and passed on file.

By Darrah of Lucas, House File No. 346, a bill for an act to repeal Section Fifteen Hundred Thirty-three (1533) of the Supplement to the Code of Iowa, and Chapter Fifty-seven (57) of the Acts of the Thirty-first General Assembly, and enact as a substitute therefor the following:

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

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

House File No. 220, a bill for an act to repeal Sections Twenty Hundred and Seventy-six (2076) and Twenty Hundred and Seventy-seven (2077) of the Code, and to enact a substitute therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House substitute for House File No. 43, a bill for an act providing for the compensation of county supervisors.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 114, a bill for an act to legalize certain acknowledgments and administrations of oaths.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 283, a bill for an act to legalize the incorporation of the town of Linden, Dallas county, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 157, a bill for an act relative to the practice of pharmacy.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 164, a bill for an act granting township trustees power to contract for use of public libraries.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Substitute for Senate File No. 8, a bill for an act relative to levees, ditches, drains, and watercourses.

Geo. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House substitute amendment for Senate substitute for Senate File No. 64, a bill for an act to legalize certain actions of the Board of Supervisors of Appanoose county, Iowa.

Geo. A. NEWMAN,  
*Secretary.*

#### SENATE MESSAGES CONSIDERED.

Senate File No. 164, a bill for an act to amend the law as it appears in Section Three (3), Chapter Fourteen (14), acts of the Thirty-first General Assembly, granting township trustees power to contract for use of public libraries.

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

Substitute for Senate File No. 8, a bill for an act to amend the law as it appears in Chapter Sixty-eight (68), acts of the Thirtieth General Assembly, and in Chapter Eighty-five (85) of the acts of the Thirty-first General Assembly, in relation to levees, ditches, drains and watercourses.

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

Senate File No. 157, a bill for an act to repeal Section Twenty-five Hundred Ninety-three (2593) of the Code and to enact a substitute therefor, relating to the practice of pharmacy.

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

#### CONSIDERATION OF BILLS.

On motion of Jones of Montgomery, Senate File No. 220, a bill for an act making an appropriation for the benefit of the State Hospital at Mount Pleasant, with report of committee recommending passage, was taken up and considered.

Mr. Jones moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Pottawattamie, Earle, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Humé, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Swan, Teter, Van Houten, Webster, White, Wilson, Wolfe, Youde, Mr. Speaker—92.

The nays were:

Calkins—1.

Absent or not voting:

Cassady, Clarke, Corrie, Dye of Decatur, Elliott, Feay, Hackler, Heles, Kull, Lee, Schroeder, Sullivan, Swift, Weeks, Welden—15.

So the bill passed and the title was agreed to.

On request of Meredith of Cass, unanimous consent having been given, House File No. 220, a bill for an act to repeal Sections Two Thousand Seventy-six (2076) and Two Thousand Seventy-seven (2077) of the Code, and to enact substitutes therefor, relative to classification of railroads and passenger transportation charges thereby, with Senate amendments, was taken up and the amendments read and considered.

Mr. Meredith moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Earle, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, White, Wilson, Wolfe, Youde, Mr. Speaker—93.

The nays were:

Geneva, Reitz—2.

Absent or not voting:

Cassady, Clarke, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Hackler, Heles, Koontz, Lee, Sheldon, Weeks, Welden—13.

So the House concurs.

#### SPEAKER'S STATEMENT.

The Speaker made the following statement, and directed that it be inserted in the Journal:

In the announcement of the result of the roll call upon Senate File No. 158, the Chair held that the bill, not having the affirmative votes of two-thirds of those elected to the House, had, under the provisions of Section Thirty-one (31), Article Three (3) of the Constitution, failed of passage. Immediately upon adjournment, certain members of the House, who favored the bill, insisted with great earnestness that, having received more than fifty-five votes, as disclosed by the record, it had in fact passed the House under the provisions of Section Seventeen (17) of Article Three (3) of the Constitution. The question thus presented was not of parliamentary procedure, but of constitutional law; and since it was not free from doubt, the Chair decided to have it determined by the proper legal authority. It, therefore, addressed a communication to the Attorney-General of the State, as follows:

*"Hon. H. W. Byers, Attorney-General,*

*"Des Moines, Iowa.*

"MY DEAR SIR—I direct your attention to Senate File No. 158, which I herewith hand you for your examination, and I now submit the inquiry

upon which I desire your official opinion. How many affirmative votes are necessary to the passage of this bill?

"Awaiting your early convenience, I am,

"Yours very truly,

"N. E. KENDALL,

"*Speaker.*"

To this communication the following response was received:

"SIR—I beg to acknowledge receipt of your communication of the 26th instant, in which you call my attention to Senate File No. 158, and in which you request my opinion as to how many affirmative votes are necessary to the passage of the bill. In response to such request, I submit the following opinion:

"The bill is as follows:

"A BILL for an act making an additional appropriation to pay the remainder of the expenses of the members of the Iowa Shiloh Battlefield Monument Commission, the Iowa Lookout Mountain and Missionary Ridge Monument Commission, the Iowa Vicksburg Park Monument Commission, and the Iowa Andersonville Prison Monument Commission, upon their joint visit to dedicate the monuments erected by the State of Iowa upon southern battlefields and at Andersonville.

"*Be It Enacted by the General Assembly of the State of Iowa:*

"SECTION 1. There is hereby appropriated out of any moneys in the State Treasury, not otherwise appropriated, the sum of one thousand dollars (\$1,000.00), or so much thereof as may be necessary to pay the remainder of the expenses of the members of the Iowa Shiloh Battlefield Monument Commission, the Iowa Vicksburg Park Monument Commission, and the Iowa Andersonville Prison Monument Commission, incurred upon their joint visit to dedicate monuments erected by the State of Iowa upon southern battlefields, and at Andersonville. Before the said payment is made, the Executive Council shall approve the accounts for said expenses, and when approved, the Auditor shall draw his warrants therefor.

"SEC. 2. This act, being deemed of immediate importance, shall take effect from and after its passage and publication in the Register and Leader and Des Moines Daily News, newspapers published at Des Moines, Iowa.'

"Section Seventeen (17) of Article Three (3) of the Constitution provides:

"No bill shall be passed unless by the assent of a majority of all the members elected to each branch of the General Assembly, and the question upon final passage shall be taken immediately upon its last reading and the yeas and nays entered on the Journal.'

"Section Thirty-one (31) of the same article of the Constitution provides:

"No extra compensation shall be made to any officer, public agent or contractor after the service shall have been rendered or the contract entered into; nor shall any money be paid on any claim the subject matter

of which shall not have been provided for by pre-existing laws, and no public money or property shall be appropriated for local or private purposes unless such appropriation, compensation or claim be allowed by two-thirds of the members elected to each branch of the General Assembly.'

"If the passage of the bill in question is controlled by the provisions of Section Seventeen (17) above, then its passage would require a bare majority; if, however, it comes within the provisions of Section Thirty-one (31), Article Three (3) of the Constitution, its passage would require an affirmative vote of two-thirds of the members elected to each branch of the General Assembly; so that it becomes important to determine what relation, if any, the bill in question has to this section.

"The section may properly be divided into three parts or divisions:

"First. To allow extra compensation to any officer, public agent, or contractor after the service shall have been rendered or the contract entered into, would require a two-thirds vote.

"Second. To appropriate money to pay on any claim, the subject matter of which shall not have been provided for by pre-existing laws, would require a two-thirds vote.

"Third. To appropriate money for local or private purposes would require a two-thirds vote.

"The bill in question is taken out of the first part, or division, of the section, for the reason that it nowhere provides for compensation to any officer, public agent or contractor.

"It is not controlled by the second division for two reasons: First, because it is not such a claim as is contemplated by the section; and, second, the subject matter has been provided for by pre-existing laws.

"The third division is in no way applicable, for the reason that the bill does not in any sense contemplate an appropriation for local or private purposes.

"I am, therefore, of the opinion that but fifty-five affirmative votes are necessary to the passage of the bill in the House.

"Respectfully,

"H. W. BYERS,

"Attorney-General of Iowa."

February 26, 1907.

HON. N. E. KENDALL,

*Speaker of the House.*

Since the question is purely one of constitutional interpretation, the Chair is bound by the opinion of the Attorney-General. It, therefore, reverses its original ruling and declares that Senate File No. 158, having received a constitutional majority, has passed the House.

The title of the bill was agreed to.

Miller of Bremer appealed from the decision of the chair, and demanded roll call, seconded by Jewell of Winneshiek.

On the question, "Shall the judgment of the Chair stand as the judgment of the House?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Darrah, Dewell, Doran, Dow, Drury, Dunn, Dye of Pottawattamie, Feely, Fenn, Flugum, Fox, Greenwood, Grier, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Lister, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Schoenenberger, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, White, Wilson, Youde—71.

The nays were:

Balluff, Earle, Kellogg, Miller of Bremer, Sheldon—5.

Absent or not voting:

Arney, Cassady, Clarke, Clary, Cottrell, DeMar, Dodds, Dye of Decatur, Elliott, Feay, Felt, Geneva, Hackler, Harding, Heles, Koontz, Kull, Lee, McAllister, Miller of Dubuque, Offill, Reitz, Ritter, Schroeder, Schulte, Sparks, Springer, Van Houten, Weeks, Welden, Wolfe, Mr. Speaker—32.

So the judgment of the Chair stood as the judgment of the House, and Senate File No. 158 was declared to have passed the House.

Unanimous consent having been given, Geneva of Keokuk withdrew House File No. 96 from the further consideration of the House.

On motion of Moore of Linn, the House adjourned.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

#### RESOLUTIONS.

Jones of Montgomery presented the following concurrent resolution, which was laid over under Rule 34:

Concurrent resolution, relative to publishing ten thousand (10,000) copies each of the annual reports of the Iowa State Highway Commission, for the years ending July 1st, 1906, and July 1st, 1907.

WHEREAS, The law creating the State Highway Commission, makes no provision for the printing of its annual reports made to the Governor; and,

WHEREAS, The said reports contain a large amount of information of special interest and value to the farmers and road builders of Iowa;

*Resolved by the House, the Senate concurring,* That ten thousand (10,000) copies each of said annual reports, for the year ending July 1st, 1906, and for the year ending July 1st, 1907, be printed in pamphlet form for distribution by said Highway Commission.

#### INTRODUCTION OF BILLS.

By Arney of Marshall (by request), House File No. 347, a bill for an act to make an appropriation to the Iowa State Dairy Association to defray the expense of holding meetings for the promotion of the dairy interests.

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

By Arney of Marshall, House File No. 348, a bill for an act to amend the law as it appears in Section Twenty-six Hundred and Eight (2608) of the Supplement to the Code, relating to the Soldiers' Home at Marshalltown.

Read first and second time and referred to Committee on Military Affairs.

By White of Story, House File No. 349, a bill for an act making appropriations to the Iowa State College of Agriculture and Mechanic Arts.

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

By Jones of Montgomery, House Joint Resolution No. 4:

Joint resolution approving estimates of costs, plans and specifications of library building at Cedar Falls.

WHEREAS, The board of regents of the State Normal School at Cedar Falls, Iowa, has submitted to the Thirty-second General Assembly of the State of Iowa estimates of cost, plans and specifications of a building to be used as a library building, to be erected under the provisions of Chapter One Hundred and Eighty-six (186) of the Acts of the Thirty-first General Assembly; and,

WHEREAS, Said estimates of cost, plans and specifications are in every way proper and suitable; therefore, be it

*Resolved by the General Assembly of the State of Iowa,* That said estimates of cost, plans and specifications are hereby approved, and the board of regents of said school are hereby authorized to erect said building thereunder.

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

#### CONSIDERATION OF BILLS.

On motion of White of Story, House File No. 263, a bill for an act to amend Section Twenty-one Hundred and Fifty (2150) of the Code, relating to the transportation of pupils to and from public schools, with report of committee recommending passage as amended, was taken up and considered.

Mr. White moved to amend the report of the committee by inserting the words "striking out all after the enacting clause and," after the words "amended by" in the preliminary statement of the report.

Sullivan of Polk moved to amend House File No. 263 by striking out the word "public" from the fifth line of the substitute.

Amendment adopted.

Meredith of Cass moved to amend House File No. 263 by striking out the word "and," between the words "pupils" and "students," in line four of Section Two (2) of the printed bill, and inserting a comma in lieu thereof; also by striking out the word "including" in line five of said section and inserting the word "and" in lieu thereof.

Amendments adopted.

Doran of Boone moved that House File No. 263 be referred to the Judiciary Committee.

Motion lost.

White of Story moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury,

Dunn, Feely, Felt, Fenn, Flugum, Greenwood, Grier, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Webster, Weeks, White, Wilson—80.

The nays were:

Doran, Dye of Pottawattamie, Geneva, Jewell, Morris, Price, Sparks, Teter, Van Houten, Mr. Speaker—10.

Absent or not voting:

Cassady, Clarke, Corrie, Dye of Decatur, Earle, Elliott, Feay, Fox, Hackler, Heles, Koontz, Lee, Schroeder, Welden, Wolfe, Youde—16.

So the bill passed.

Weeks of Guthrie moved to amend the title to House File No. 263 by striking out the word "public," and by inserting the words "students and instructors" after the word "pupils," and by inserting after the word "schools" the words "and permitting reduced rates therefor."

Amendment adopted, and title, as amended, agreed to.

The Judiciary Committee was granted permission to retire to attend the funeral of the mother of Hon. N. J. Lee, a member of the committee.

On motion of Shaffer of Fayette, House File No. 324, a bill for an act to repeal Chapter Ninety-eight (98), acts of the Thirty-first General Assembly, and to enact a substitute therefor, relative to the registration and publication of pedigrees, was taken up and considered.

Mr. Shaffer moved to strike out the catch words "publish false pedigrees—penalty" at the introduction of Section Six (6).

Amendment adopted.

Van Houten of Taylor moved to strike out the word "out" from the second line of Section Three (3) of the bill as printed in the Journal.

Amendment adopted.

Pierce of Buena Vista moved to strike out the word "sex" from the fifteenth line of Section Two (2).

Amendment lost.

Shaffer of Fayette moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bauman, Beery, Berge-son, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Pottawattamie, Earle, Felt, Flugum, Fox, Geneva, Green-wood, Grier, Hackler, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lister, Low-rey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Swan, Van Houten, Webster, White, Youde, Mr. Speaker—76.

The nays were:

Price, Wilson—2.

Absent or not voting:

Bascom, Cassady, Clarke, Corrie, Dow, Dye of Decatur, Elliott, Feay, Feely, Fenn, Hambleton, Harding, Heles, Kellogg, Koontz, Lee, Meredith, Miller of Bremer, Morris, Schroeder, Schulte, Sparks, Springer, Stoltenberg, Sullivan, Swift, Teter, Weeks, Wel-den, Wolfe—30.

So the bill passed and the title was agreed to.

The hour of 2:30 o'clock having arrived, the House was de-clared adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, FEBRUARY 28, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. J. W. Poole of Ladora.

Journal of Wednesday, February 27, 1907, corrected and approved.

## PETITIONS AND MEMORIALS.

Dye of Pottawattamie presented petition of citizens of Pottawattamie county relative to the establishment of an agricultural and manual training school at Red Oak.

Referred to Committee on Appropriations.

Sullivan of Polk presented remonstrance of Local Union, Journeymen Plumbers, opposing Senate File No. 96 and House File No. 160.

Referred to Committee on Printing.

Hickey of Cherokee presented petition of employes of the Illinois Central Railroad at Cherokee, Iowa, relative to House File No. 61.

Referred to Committee on Railroads and Commerce.

Sullivan of Polk presented petition of the Temperance Information Committee of the Young People's Alliance of the Evangelical Association of Highland Park, Des Moines, relative to Senate File No. 165; also in relation to House File No. 45 and Senate File No. 51.

Referred to Committee on Public Health.

Kelley of Polk presented petition of Local Union No. 106 of Carpenters and Joiners of Des Moines, Iowa, relative to the Galveston plan of city government.

Referred to Committee on Municipal Corporations.

Sullivan of Polk presented communication of A. Cutbeith of Des Moines, Iowa, relative to House File No. 76.

Referred to Committee on Judiciary.

Kellogg of Harrison presented remonstrance of employes of the Chicago Northwestern Railroad Company at Missouri Valley, Iowa, against House File No. 132.

Referred to Committee on Judiciary.

Kellogg of Harrison presented petition of officials and taxpayers of Missouri Valley and Woodbine, Iowa, relative to House File No. 321.

Referred to Committee on Appropriations.

Calkins of Adams presented petition of citizens of Corning, Adams county, relative to the establishment of a Woman's Reformatory.

Referred to Committee on Penitentiaries.

Balluff of Scott presented petitions of teachers of Davenport relative to school laws.

Referred to Committee on Schools and Text Books.

Balluff of Scott presented petition and remonstrance of United Brotherhood of Carpenters and Joiners of America, Davenport Union, No. 554, relative to House File No. 45, Senate File No. 33, and House Files No. 76 and 82.

Referred to Committee on Public Health.

Balluff of Scott presented petition of boilermakers of Davenport relative to State boiler inspection.

Referred to Committee on Labor.

Balluff of Scott presented remonstrance of Cigarmakers' Local Union, No. 172, of Davenport, opposing House Files No. 76 and 82.

Referred to Committee on Judiciary.

## LEAVE OF ABSENCE GRANTED.

On request of Shaffer of Fayette, leave of absence was granted Dunn of Jackson until Tuesday.

On request of Schoenenberger of Madison, leave of absence was granted Kendall of Clinton until Tuesday.

On request of Marston of Cerro Gordo, leave of absence was granted Clarke of Jefferson until Tuesday.

On request of White of Story, leave of absence was granted McElrath of Woodbury until Tuesday.

On request of Hanson of Humboldt, leave of absence was granted Beery of Henry until Tuesday.

On request of Hanson of Humboldt, leave of absence was granted Grier of Poweshiek until Tuesday.

On request of Ritter of Des Moines, leave of absence was granted Dodds of Des Moines until Tuesday.

On request of McDonald of Carroll, leave of absence was granted Swift of Shelby until Tuesday.

On request of Brandes of Pottawattamie, leave of absence was granted Flugum of Winnebago until Tuesday.

On request of Miller of Dubuque, leave of absence was granted Sidey of Adair until Tuesday.

On request of Springer of Buchanan, leave of absence was granted Bauman of Van Buren until Tuesday.

On request of Greenwood of Mills, leave of absence was granted Fenn of Clarke until Tuesday.

On request of Darrah of Lucas, leave of absence was granted Smith of Wright until Tuesday.

On request of DeMar of Davis, leave of absence was granted Cottrell of Plymouth until Tuesday.

On request of Kendall of Clinton, leave of absence was granted Drury of Sac until Tuesday.

On request of Kendall of Clinton, leave of absence was granted Baird of Iowa until Tuesday.

On request of Doran of Boone, leave of absence was granted Corrie of Ida until Tuesday.

On request of Mercer of Pocahontas, leave of absence was granted Feely of Black Hawk until Tuesday.

On request of Calkins of Adams, leave of absence was granted Reitz of Lee until Tuesday.

On request of Allred of Wayne, leave of absence was granted Jewell of Winneshiek until Tuesday.

On request of Brandes of Pottawattamie, leave of absence was granted Dye of Pottawattamie until Tuesday.

On request of Schulte of Clayton, leave of absence was granted Schoenenberger of Madison until Tuesday.

On request of Hanson of Humboldt, leave of absence was granted Dewell of Cedar until Tuesday.

#### REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 195, a bill for an act amendatory of, and additional to, Section Nine Hundred and Twelve (912) of the Code, in relation to the issuance of certificates or bonds in anticipation of special taxes by towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 25, a bill for an act prohibiting legislative counsel and agents from attempting to influence members of the legislature other than by appearance before the committees thereof; also defining who are legislative counsel and agents, and providing a penalty for the violation, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 208, a bill for an act to amend Section Thirty-six (36) of the Code, relative to the publication of acts of the General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 130, a bill for an act to amend Section Three Hundred and Eight (308) of the Supplement to the Code, as amended by Chapter Eleven (11), Acts of the Thirty-first General Assembly, relating to the compensation of county attorneys, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out all after line six thereof and inserting in lieu thereof the following:

County attorneys shall be allowed an annual salary, in counties having a population less than fifteen thousand (15,000), one thousand dollars (\$1,000.00); in counties of fifteen thousand (15,000) and under twenty-five thousand (25,000), twelve hundred fifty dollars (\$1,250.00); in counties of twenty-five thousand (25,000) and under forty thousand (40,000), fifteen hundred dollars (\$1,500.00); in counties of forty thousand (40,000) and under fifty-five thousand (55,000), seventeen hundred fifty dollars (\$1,750.00); in counties of fifty-five thousand (55,000) and under seventy-five thousand (75,000), two thousand dollars (\$2,000.00); and in counties of seventy-five thousand (75,000) and over, two thousand five hundred dollars (\$2,500.00). Provided, where the court is held at two places in a county, the salary shall be two thousand dollars (\$2,000.00).

SEC. 2. The provisions of this act shall become operative and be in force and effect on and after the first day of July, 1907.

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Hanson of Humboldt, from the Committee on Suppression of Intemperance, submitted the following reports:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 149, a bill for an act relating to intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

T. O. HANSON,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 272, a bill for an act to amend Section Two Thousand Three Hundred and Ninety-four (2394) of the Code of Iowa, relating to the sale of intoxicating liquors by permit holders, beg leave to report 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.

T. O. HANSON,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Stillman of Greene, 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. 131, a bill for an act to amend Section Four Hundred and Twenty-two (422) of the Code, relative to the power of Boards of Supervisors, and granting additional powers.

Also:

House File No. 179, a bill for an act to amend Chapter One Hundred and Eighty-six (186) of the laws of the Thirtieth General Assembly, relating to meandered lake beds, and enlarging the meaning of "a bona fide purchaser", under Section Seven (7) of said act.

Also:

House File No. 211, a bill for an act to legalize the making of certain plats made by the County Auditors of Iowa, or by the County Surveyor for the owner, and the recording of the same by the County Recorders of Iowa, and to legalize the descriptions of land in all instruments, conveyances and incumbrances referring thereto.

Also:

House File No. 220, a bill for an act to repeal Sections Two Thousand Seventy-six (2076) and Two Thousand Seventy-seven (2077) of the Code, and to enact substitutes therefor, relative to classification of railroads and passenger transportation charges thereby.

Also:

House File No. 245, a bill for an act to legalize the incorporation of the town of Granger, Dallas county, Iowa, the election of its officers, the passage of all its ordinances and resolutions, and all acts done by the town council of said town.

Also:

House File No. 283, a bill for an act to legalize the incorporation of the town of Linden, Dallas county, Iowa, the election of its officers, the

passage, adoption and record of all of its ordinances, resolutions and rules, and all acts done by the council of said town.

PAUL E. STILLMAN,  
*Chairman.*

Adopted.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 131, a bill for an act to amend Section Four Hundred and Twenty-two (422) of the Code, relative to the power of Boards of Supervisors, and granting additional powers.

Also:

House File No. 179, a bill for an act to amend Chapter One Hundred and Eighty-six (186) of the laws of the Thirtieth General Assembly, relating to meandered lake beds, and enlarging the meaning of "a bona fide purchaser", under Section Seven (7) of said act.

Also:

House File No. 211, a bill for an act to legalize the making of certain plats made by the County Auditors of Iowa, or by the County Surveyor for the owner, and the recording of the same by the County Recorders of Iowa, and to legalize the descriptions of land in all instruments, conveyances and incumbrances referring thereto.

Also:

House File No. 220, a bill for an act to repeal Sections Two Thousand Seventy-six (2076) and Two Thousand Seventy-seven (2077) of the Code, and to enact substitutes therefor, relative to classification of railroads and passenger transportation charges thereby.

Also:

House File No. 245, a bill for an act to legalize the incorporation of the town of Granger, Dallas county, Iowa, the election of its officers, the passage of all its ordinances and resolutions, and all acts done by the town council of said town.

Also:

House File No. 283, a bill for an act to legalize the incorporation of the town of Linden, Dallas county, Iowa, the election of its officers, the passage, adoption and record of all of its ordinances, resolutions and rules, and all acts done by the council of said town.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Adopted.

## RESOLUTIONS.

Anderson of Hamilton presented the following resolution :

*Resolved*, That, as fifteen of the following Committee Clerks have made arrangements with seven others to take care of the business of the House during the recess, and that the following be excused until Tuesday, March 5th, 1907, with pay:

Ada Brandes, C. E. McDowell, E. Ertz, Mr. Stegeman, L. C. McCoy, I. M. Bell, E. Ringland, E. Chapin, F. J. McCullough, E. Clarkson, I. Canfield, F. Nichol, D. D. Samson, P. L. Craig, I. Hardin, Cora Harlis.

Rule suspended and the resolution adopted.

Jones of Montgomery called up concurrent resolution relative to publishing 10,000 copies of the report of the State Highway Commission and moved its adoption.

Motion prevailed and the resolution was adopted.

Dye of Pottawattamie called up concurrent resolution relative to furnishing Codes and Code Supplements to certain clerks of the House and Senate, and moved its adoption.

Resolution lost.

Weeks of Guthrie, from the Committee on Retrenchment and Reform, presented the following resolution :

*Resolved by the House*, That A. V. Jones be allowed compensation as Assistant File Clerk for 3-28 of a month, succeeding C. F. Harwood, who died on February 25, said compensation being in full to March 1.

The rule was suspended and the resolution adopted.

Weeks of Guthrie, from the Committee on Retrenchment and Reform, submitted the following resolution :

*Resolved by the House*, That A. V. Jones be, and is hereby appointed, Assistant Bill Clerk to fill vacancy caused by the death of G. F. Harwood; term to begin March 1st, 1907.

L. D. TETER,  
E. W. WEEKS,  
*Committee.*

Rule suspended and resolution adopted.

Dow of Franklin presented the following resolution, which was taken up for consideration, under suspension of the rule :

*Resolved*, That the present Assistant File Clerk, L. B. Raymond, be continued in his present position from March 1st.

Sullivan of Polk offered the following amendment:

WHEREAS, Morris Hirshorn has been placed on the list of extra help as a Page until March 1st; be it

*Resolved*, That the said Morris Hirshorn be retained as such Page until the end of this session.

Van Houten of Taylor moved that the resolution and amendment be referred to the Committee on Retrenchment and Reform.

Motion lost.

Amendment offered by Sullivan of Polk adopted.

Further consideration of amended resolution deferred.

#### INTRODUCTION OF BILLS.

By Springer of Buchanan, House File No. 350, a bill for an act to indemnify D. H. Fiester for personal injury sustained by him while employed at the Hospital for the Insane at Independence, Iowa.

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

By Shaffer of Fayette, House File No. 351, a bill for an act to amend Section Thirteen (13), Chapter One Hundred and Sixty-six (166), laws of the Thirty-first General Assembly, relating to appropriation for the enforcement of pure food law.

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

By Mason of Lee, House File No. 352, a bill for an act to grant officers and guards at the penitentiaries at Anamosa and Fort Madison an annual vacation of fifteen days with pay.

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

By Military Committee, House File No. 353, a bill for an act to amend the law as it appears in Section Twenty-two Hundred and Eleven (2211) of the Supplement to the Code and Section Eighteen (18) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly and to repeal Section Twelve (12) of Chapter Seventy-seven (77) of the acts of the Thirtieth General Assembly and Section Fourteen (14) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly and to enact substitutes therefor and to provide for stoppage of compensation due officers and men of the

Iowa National Guard for loss or damage to property issued to them by the State for military purposes.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Fourteen (14) of Chapter Ninety-one (91) of the Acts of the Thirty-first General Assembly be, and the same is hereby repealed, and the following enacted in lieu thereof:

"There shall be allowed annually to each regimental and company commander the sum of one hundred dollars (\$100.00) for postage, stationery, issuing orders, making official returns, keeping official records, conducting the correspondence of his office, and all other paper work required by orders or regulations, which sum shall be payment in full for said services; and for like purposes to each chief musician of bands, General Inspector of Small Arms Practice, Major Surgeons and Regimental Inspectors of Small Arms Practice, the sum of twenty-five dollars (\$25.00). All payments to be made semi-annually and in the amounts as herein provided."

SEC. 2. There shall be allowed annually to each company for miscellaneous military uses, not otherwise provided for by the State, not to exceed the sum of four hundred dollars (\$400.00), the same to be paid semi-annually; companies showing full attendance and actual drill of those present of two hours each week shall be entitled to the full sum of four hundred dollars (\$400.00) and companies showing lesser attendance at drill shall be paid proportionately; provided, that when a company's attendance at drill falls below fifty per cent, it shall be deemed inefficient and forfeit its right to any allowance under this section. And for like purpose and under like requirements to each regimental band the sum of two hundred dollars (\$200.00), and to each regimental hospital corps under like requirements the sum of one hundred dollars (\$100.00). The same to be paid under such regulations as the Commander-in-Chief shall prescribe.

SEC. 3. That Section Eighteen (18) of Chapter Ninety-one (91) of the Acts of the Thirty-first General Assembly be amended by striking out the word "eighty-two" in the fourth line thereof and inserting in lieu thereof the words "one hundred" and by striking out the figures "\$82,000.00" in the sixth line thereof and inserting in lieu thereof the figures "\$100,000.00".

SEC. 4. Compensation, subject to payment by the State of Iowa, to the officers and enlisted men of the Iowa National Guard for military services shall be subject to stoppage for payment of loss or damage to public property issued them for military uses.

Read first and second time and passed on file.

By Lee of Emmet, House File No. 354, a bill for an act to amend Section Forty-seven (47) of the Code, relative to compensation of newspapers for the publication of laws.

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

By Bergeson of Palo Alto, House File No. 355, a bill for an act to make the county treasurer the custodian of the funds belonging to the school corporations within the county and to abolish the office of school treasurer.

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

By Moore of Linn, House File No. 356, a bill for an act to punish burglary with explosives.

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

By Paul of Jones (by request), House File No. 357, a bill for an act to require life preservers and life floats to be carried by certain boats and barges used to carry passengers for hire.

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

By DeMar of Davis, House File No. 358, a bill for an act to amend Section Twenty-seven Hundred Seventy-one (2771) of the Supplement to the Code, relative to the filling of vacancies on the school board.

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

By Paul of Jones, House File No. 359, a bill for an act to limit the expenditure of candidates for public office, and to prevent corrupt practices in the nomination and election of such officers.

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

#### CONSIDERATION OF BILLS.

On motion of Hambleton of Mahaska, House File No. 292, a bill for an act to repeal Section Number Sixteen Hundred and Ninety-nine (1699) of the Code and enact a substitute, in relation to investment of funds of insurance companies other than life, and organized under Chapter Four (4) of the Code, with report of committee recommending passage as amended, was taken up, considered, and the report of the committee, with amendments, adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clary, Conn, Darrah, DeMar, Doran, Dow, Earle, Felt, Fox, Hambleton, Hanna, Hanson, Harding, Hickey, Holmes, Hume, Inman, Jones, Kelley, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Nix, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Teter, Van Houten, Weeks, White, Wilson, Wolfe, Mr. Speaker—67.

The nays were:

Geneva—1.

Absent or not voting:

Baird, Balluff, Bauman, Beery, Cassady, Clarke, Corrie, Cottrell, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Flugum, Greenwood, Grier, Hackler, Harvey, Heles, Jewell, Kellogg, Kendall, McElrath, Maben, Miller of Bremer, Morris, Offill, Reitz, Schroeder, Sidey, Stoltenberg, Swift, Webster, Welden, Youde—40.

So the bill passed.

Hambleton of Mahaska moved to amend the title to House File No. 292 by inserting the word "therefor" between the words, "substitute" and "in" in line two of the printed bill.

Amendment adopted, and the title, as amended, agreed to.

On motion of Hume of Mitchell, Senate Joint Resolution No. 2, with report of committee recommending passage, was taken up and considered.

Mr. Hume moved that the rule be suspended, that the joint resolution be considered engrossed and read a third time now, which motion prevailed, and the joint resolution was read a third time:

SENATE JOINT RESOLUTION NO. 2.

JOINT RESOLUTION of the Thirty-second General Assembly of the State of Iowa, making application to the Congress of the United States, to call a convention for proposing amendments to the Constitution of the United States.

WHEREAS, We believe that Senators of the United States should be elected directly by the voters; and,

WHEREAS, To authorize such direct election, an amendment to the Constitution of the United States is necessary; and,

WHEREAS, The failure of Congress to submit such amendment to the States has made it clear that the only practicable method of securing a submission of such amendment to the States is through a Constitutional Convention, to be called by Congress, upon the application of the Legislatures of two-thirds of all the States; therefore,

*Be It Resolved by the General Assembly of the State of Iowa:*

SECTION 1. That the Legislature of the State of Iowa hereby makes application to the Congress of the United States, under Article V of the Constitution of the United States, to call a Constitutional Convention for proposing amendments to the Constitution of the United States.

SEC. 2. That this resolution, duly authenticated, shall be delivered forthwith to the President of the Senate and Speaker of the House of Representatives of the United States, with the request that the same shall be laid before the said Senate and House.

On the question, "Shall the joint resolution pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bergeson, Blackmore, Bonwell, Brandes, Calkins, Clary, Conn, Darrah, DeMar, Doran, Dow, Earle, Felt, Geneva, Greenwood, Hambleton, Hanna, Hanson, Harding, Hickey, Holmes, Hume, Inman, Kelley, Kellogg, Kull, Lee, Lister, Lowrey, McDonald, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Nix, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Sparks, Stewart, Stillman, Sullivan, Teter, Van Houten, Weeks, White, Wilson, Mr. Speaker—60.

The nays were:

Fox, Moore, McAllister, Offill, Swan—5.

Absent or not voting:

Baird, Balluff, Bauman, Beery, Bixby, Cassady, Clarke, Corrie, Cottrell, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Flugum, Grier, Hackler, Harvey, Heles, Jewell, Jones, Kendall, Koontz, McElrath, Maben, Miller of Bremer, Morris, Reitz, Schroeder, Sheldon, Sidey, Springer, Stoltenberg, Swift, Webster, Welden, Wolfe, Youde—43.

So the joint resolution passed and the title was agreed to.

On request of Sullivan of Polk, unanimous consent having been given, House File No. 81, a bill for an act to amend Section Five Hundred and Twenty (520) of the Code, in relation to the examination of witnesses by the coroner, and to provide a reporter, to be appointed by the coroner, at inquests and investigations, and making provision for the payment thereof, with Senate amendments, was taken up and the amendments read and considered.

Mr. Sullivan moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Arney, Bascom, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clary, Conn, Darrah, DeMar, Doran, Dow, Earle, Felt, Geneva, Hanna, Hanson, Harding, Hickey, Holmes, Hume, Inman, Kellogg, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Nix, Offill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Stewart, Stillman, Sullivan, Swan, Teter, Van Houten, Weeks, White, Wilson, Mr. Speaker—57.

The nays were:

None.

Absent or not voting:

Allred, Anderson, Baird, Balluff, Bauman, Beery, Cassady, Clarke, Corrie, Cottrell, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Harvey, Heles, Jewell, Jones, Kelley, Kendall, Koontz, McElrath, Maben, Miller of Bremer, Moore, Morris, Price, Reitz, Schroeder, Sheldon, Sidey, Sparks, Springer, Stoltenberg, Swift, Webster, Welden, Wolfe, Youde—51.

So the House concurs.

On motion of Lee of Emmet, Spécial Order No. 6 was abrogated and Senate File No. 38 was ordered placed at the foot of the Calendar.

Springer of Buchanan moved that House File No. 261 be referred to the Committee on Judiciary.

Motion prevailed, and the bill was so referred.

Unanimous consent having been given, McAllister of Linn withdrew House File No. 258 from the further consideration of the House.

Unanimous consent having been given, Bascom of Dickinson withdrew House File No. 291 from the Committee on Appropriations and from the further consideration of the House.

Unanimous consent having been given, Sullivan of Polk withdrew House File No. 25 from the further consideration of the House.

Unanimous consent having been given, Bergeson of Palo Alto withdrew House File No. 62 from the Committee on Compensation of Public Officers, and from the further consideration of the House.

#### MOTION TO RECONSIDER.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which House File No. 324 passed the House, and by which it passed to its third reading.

ERNEST R. MOORE.

I second the motion.

D. D. WEBSTER.

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, House Files No. 131, 179, 211, 220, 245, 283.

On motion of Inman of Floyd, the House adjourned until Tuesday morning, March 5, at 10 o'clock.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 5, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. A. F. Conrey of Lenox.

Journal of Thursday, February 28, 1907, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Cottrell of Plymouth presented petition of druggists of Kingsley relative to House File No. 45, Senate Files No. 31 and 33.

Referred to Committee on Public Health.

Conn of Butler presented petition of the Commercial Club of Parkersburg relative to Senate File No. 165.

Referred to Committee on Suppression of Intemperance.

Grier of Poweshiek presented petition of resident taxpayers of Poweshiek county relative to House File No. 75.

Referred to Committee on Appropriations.

Reitz of Lee presented petition of citizens of Lee county relative to the proposed game law.

Referred to Committee on Fish and Game.

Reitz of Lee presented communication of Chris Haffner relative to Senate File No. 15.

Referred to Committee on Insurance.

Webster of Muscatine presented petition of citizens of Muscatine county relative to the proposed game law.

Referred to Committee on Fish and Game.

Grier of Poweshiek presented petition of citizens of Grinnell relative to Telegraphers' Eight Hour Bill.

Referred to Committee on Railroads and Commerce.

Lister of Grundy presented petition of city officials and taxpayers of Grundy Center relative to House File No. 321.

Referred to Committee on Appropriations.

Reitz of Lee presented petition of Typographical Union, No. 68 of Keokuk, relative to House File No. 160.

Referred to Committee on Printing.

Mason of Lee presented petition of citizens of Fort Madison relative to the game laws.

Referred to Committee on Fish and Game.

Dye of Decatur presented remonstrance of voters and citizens of Decatur county against the McManus Bill.

Referred to Committee on Suppression of Intemperance.

Moore of Linn presented resolution of the Iowa State Quarrymen's Association relative to the Reciprocal Demurrage Bill.

Referred to Committee on Railroads and Commerce.

Moore of Linn presented resolution of the Board of Directors of the Historical Society of Linn county relative to an appropriation for the State Historical Society.

Referred to Committee on Appropriations.

Moore of Linn presented petition of citizens of Lisbon, Iowa, relative to Senate File No. 15.

Referred to Committee on Insurance.

Elliott of Page presented petition of teachers of Shenandoah relative to the proposed school laws.

Referred to Committee on Schools and Text Books.

Drury of Sac presented petition of citizens of Sac county relative to the Gun License Bill.

Referred to Committee on Fish and Game.

Ritter of Des Moines presented petition of citizens of Des Moines county relative to the proposed game laws.

Referred to Committee on Fish and Game.

Speaker Kendall presented petition of citizens of Monroe county relative to the proposed game laws.

Referred to Committee on Fish and Game.

Smith of Wright presented petition of residents of Wright county relative to taxing automobiles.

Referred to Committee on Ways and Means.

Miller of Dubuque presented petition of citizens of Dubuque relative to the proposed "Pure Drug Bill."

Referred to Committee on Pharmacy.

Arney of Marshall presented petition of citizens of Marshall county relative to an appropriation for the Benedict Home.

Referred to Committee on Appropriations.

Elliott of Page presented petition of citizens of Essex relative to agricultural high school.

Referred to Committee on Schools and Text Books.

DeMar of Davis presented petition of citizens of Bloomfield relative to the proposed game laws.

Referred to Committee on Fish and Game.

Ritter of Des Moines presented petition of citizens of Burlington relative to marriages and divorces.

Referred to Committee on Judiciary.

Heles of Dubuque presented petition of citizens of Dubuque county relative to State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Hambleton of Mahaska presented petitions of citizens of Mahaska county relative to proposed game laws.

Referred to Committee on Fish and Game.

Heles of Dubuque presented petition of the Dubuque Woman's Club relative to the proposed "Pure Drug Bill."

Referred to Committee on Suppression of Intemperance.

Mason of Lee presented remonstrance of Keokuk Typographical Union, No. 68, opposing Senate File No. 96 and House File No. 160.

Referred to Committee on Printing.

Allred of Wayne presented remonstrance of citizens of Corydon relative to gun license and game laws.

Referred to Committee on Fish and Game.

Mason of Lee presented petition of citizens of Lee county relative to the game laws.

Referred to Committee on Fish and Game.

Stewart of Washington presented remonstrance of citizens of Washington relative to the proposed game law.

Referred to Committee on Fish and Game.

Doran of Boone presented petition of insurance agents of Boone relative to Senate File No. 15.

Referred to Committee on Insurance.

Doran of Boone presented petition of Iowa State Quarrymen's Association of Cedar Rapids relative to a Reciprocal Demurrage Bill.

Referred to Committee on Railroads and Commerce.

Reaney of Louisa presented remonstrance of citizens of Morning Sun opposing the pardon of Orman McPherson.

Referred to Committee on Pardons.

Sullivan of Polk presented remonstrance of Hebrew Republican Club and mass meeting of First Precinct of Fourth Ward of Des Moines opposing the proposed "Galveston Plan" of city government.

Referred to Committee on Municipal Corporations.

Geneva of Keokuk presented petition of Quarrymen's Association of Iowa at Cedar Rapids relative to a Reciprocal Demurrage Bill.

Referred to Committee on Railroads and Commerce.

Kelley of Polk presented resolutions of remonstrance of the Hebrew Republican Club, mass meeting of First Precinct of Fourth Ward, Sixth Ward Improvement League and Carpenters and Joiners' Union, No. 106, of Des Moines, opposing the proposed "Galveston or Des Moines Plan" of city government.

Referred to Committee on Municipal Corporations.

Harding of Woodbury presented petition of citizens of Woodbury county relative to House File No. 31.

Referred to Committee on Insurance.

#### LEAVE OF ABSENCE GRANTED.

On request of Ritter of Des Moines, leave of absence was granted Clarke of Jefferson until Wednesday.

On request of Bixby of Delaware, leave of absence was granted Drury of Sac until Wednesday.

On request of Bixby of Delaware, leave of absence was granted Holmes of Kossuth until Wednesday.

On request of Van Houten of Taylor, leave of absence was granted Mann of Fremont until Wednesday.

On request of Van Houten of Taylor, leave of absence was granted Greenwood of Mills until Wednesday.

#### RESOLUTIONS.

Meredith of Cass presented the following resolution:

MR. SPEAKER—Whereas, the special committee on the election contest from the Sixty-sixth Representative District of Iowa, finds that it will be necessary to take evidence in said cause; therefore be it

*Resolved*, That said committee be authorized and empowered to examine witnesses, and to receive evidence by deposition or otherwise, as by law provided for the trial of cases in court; and that the chairman of said committee be given authority to administer oaths to such witnesses as it may be found necessary to examine in the further progress of said matter.

Rule suspended and the resolution adopted.

#### INTRODUCTION OF BILLS.

By Jones of Montgomery, House File No. 360, a bill for an act to regulate the soliciting and using of proxies by insurance companies.

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

By Jones of Montgomery, House File No. 361, a bill for an act to limit the expenses of life insurance companies.

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

By Conn of Butler, House File No. 362, a bill for an act repealing Sections Twenty-one Hundred and Sixty-five (2165) and Twenty-one Hundred and Sixty-six (2166) of the Code and enacting a substitute therefor, pertaining to express companies.

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

Hambleton of Mahaska moved that leave be granted, under the provisions of Joint Rule No. 10, the required notice of five (5) days having been given, for the introduction of House File No. 363, a bill covering the same subject matter as one previously introduced.

Motion prevailed.

By Hambleton of Mahaska, House File No. 363:

A bill for an act to amend Section Thirty-one Hundred and Eighty-one (3181) of the Code, relating to divorces and marriages of divorced persons.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. Section Thirty-one Hundred and Eighty-one (3181) of the Code is hereby amended by adding thereto after the period following the word "marriage" at the end of said section, the following: "In every case in which a divorce is decreed, neither party shall marry again within a year from the date of the filing of said decree, provided, however, that nothing herein contained shall prevent the persons divorced from re-marrying each other. Any person marrying contrary to the provisions of this act shall be deemed guilty of a misdemeanor and punished accordingly."

Read first and second time and passed on file.

By Kelley of Polk, House File No. 364, a bill for an act to permit fraternal beneficiary societies, orders or associations to acquire and own real estate for their own use.

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

By Sullivan of Polk (by request), House File No. 365, a bill for

an act to require public service corporations to make reports to the Secretary of State, and the cities where located.

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

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

House File No. 47, a bill for an act regulating disbursements of insurance companies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 111, a bill for an act to define and punish lewd and immoral acts and to provide penalty for same.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 164, a bill for an act relative to the licensing and regulation of keepers of intelligence offices.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 50, a bill for an act providing representation to minority stockholders.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 228, a bill for an act relative to the preservation and protection of articles of a historical or educational nature.

GEO. A. NEWMAN,  
*Secretary.*

## CONSIDERATION OF BILLS.

On motion of Paul of Jones, House File No. 252, a bill for an act to repeal Section Twenty-eight Hundred Fourteen (2814) of the Code and enact a substitute therefor, relative to the acquisition of school sites, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Hambleton of Mahaska moved to strike out the word "forty" in line ten of Section One (1) of the printed bill, and to insert the word "twenty" in lieu thereof.

Amendment lost.

DeMar of Davis moved to amend House File No. 252 by inserting immediately after the word "assembly" in the eighth line as printed in the Journal, the following: "or in school townships holding not more than two schoolhouse sites."

Amendment adopted.

Arney of Marshall moved to amend House File No. 252 by striking out the word "forty" in the twelfth line as printed in the Journal, and to insert the word "thirty" in lieu thereof.

Amendment adopted.

Swift of Shelby moved to amend House File No. 252 by inserting after the word "acre" in the fourth line of Section One (1), as printed in the Journal, the words "exclusive of public highway."

Amendment adopted.

Hambleton of Mahaska moved to amend House File No. 252 by inserting after "Section 1." the following: "That section Two Thousand Eight Hundred and Fourteen of the Code is hereby repealed and the following enacted as a substitute therefor:"

Amendment adopted.

Paul of Jones moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Balluff, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Calkins, Conn, Cottrell, DeMar, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Felt, Fenn, Flugum, Fox, Grier, Hambleton, Hanson, Harding, Heles, Hickey, Inman, Jones, Kelley, Kellogg, Koontz, Kull, Lee, Lowrey, McDonald, McElrath, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swift, Van Houten, Webster, Weeks, Welden, Youde, Mr. Speaker—70.

The nays were :

None.

Absent or not voting :

Baird, Bascom, Bonwell, Cassady, Clarke, Clary, Corrie, Darrah, Dewell, Dodds, Drury, Feay, Feely, Geneva, Greenwood, Hackler, Hanna, Harvey, Holmes, Hume, Jewell, Kendall, Lister, McAllister, Maben, Mann, Miller of Bremer, Schroeder, Shaffer, Sheldon, Sidey, Sparks, Springer, Swan, Teter, White, Wilson, Wolfe—38.

So the bill passed and the title was agreed to.

On motion of Kelley of Polk, House File No. 231, a bill for an act to repeal Section Forty-six Hundred (4600) of the Code, relative to the accounting for fees and compensation of justices of the peace and constables, and to enact in lieu thereof the following, with report of committee recommending passage, was taken up and considered.

Jones of Montgomery in the chair.

Hambleton of Mahaska moved that House File No. 231 be re-referred to the Committee on Judiciary.

Speaker Kendall in the chair.

Motion prevailed and House File No. 231 was re-referred to the Committee on Judiciary.

On motion of Bauman of Van Buren, Senate File No. 103, a bill for an act to amend Section Five Hundred Ninety-one (591) of

the Code, relative to township clerks, with report of committee recommending passage, was taken up and considered.

Bauman of Van Buren moved to amend Senate File No. 103 by striking out the period after the word "amended" and the word "strike" immediately following, in the second line, and inserting the words "by striking" in lieu thereof; and by striking out the word "insert" in the third line and inserting the word "inserting" in lieu thereof.

Amendments adopted.

Anderson of Hamilton moved to amend Senate File No. 103 by striking out the word "two" in the third line of the printed bill and inserting the word "three" in lieu thereof.

Amendment lost.

Bauman of Van Buren moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Bauman, Bergeson, Brandes, Calkins, Conn, Cottrell, DeMar, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Flugum, Fox, Geneva, Grier, Hambleton, Hanson, Harding, Heles, Hickey, Hume, Jones, Kellogg, Lee, Lister, Marston, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Pierce, Price, Reitz, Schoenenberger, Schulte, Smith, Sparks, Stewart, Stoltenberg, Sullivan, Teter, Van Houten, White, Youde, Mr. Speaker—52.

The nays were:

Balluff, Beery, Bixby, Blackmore, Dow, Felt, Inman, Kelley, Koontz, Lowrey, McElrath, Maben, Mason, Mercer, Paul, Reaney, Ritter, Stillman, Swift, Webster, Weeks, Welden—22.

Absent or not voting:

Anderson, Baird, Bascom, Bonwell, Cassady, Clarke, Clary, Corrie, Darrah, Dewell, Drury, Feay, Feely, Fenn, Greenwood, Hackler, Hanna, Harvey, Holmes, Jewell, Kendall, Kull, McAllister, McDonald, Mann, Miller of Bremer, Schroeder, Shaffer, Sheldon, Sidey, Springer, Swan, Wilson, Wolfe—34.

So the bill having failed to receive a constitutional majority was declared to be lost.

On motion of Stillman of Green, the House adjourned until 1:30 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Brandes of Pottawattamie called up the motion to reconsider House File No. 269, which was filed on February 26.

Koontz of Johnson moved that the motion to reconsider House File No. 269 be made a special order for Wednesday morning at 11 o'clock.

Motion lost.

Hanson of Humboldt and Van Houten of Taylor demanded a roll call on the motion to reconsider.

On the question, "Shall the vote be reconsidered?"

The yeas were:

Balluff, Brandes, Cottrell, Dodds, Dye of Pottawattamie, Earle, Harding, Heles, Hickey, Kellogg, Koontz, Kull, McElrath, Maben, Mason, Miller of Dubuque, Moore, Reitz, Ritter, Schulte, Sparks, Stewart, Stoltenberg, Sullivan, Teter, Wolfe—26.

The nays were:

Allred, Anderson, Arney, Bauman, Beery, Bixby, Blackmore, Calkins, Corrie, Darrah, DeMar, Doran, Dow, Dye of Decatur, Elliott, Feay, Felt, Fenn, Flugum, Fox, Grier, Hambleton, Hanson, Inman, Jones, Kelley, Lee, Lister, Lowrey, McAllister, Marston, Mercer, Meredith, Morris, Nix, Paul, Pierce, Price, Reaney, Schoenenberger, Shaffer, Smith, Stillman, Swan, Van Houten, Webster, Weeks, Welden, White, Youde, Mr. Speaker—51.

Absent or not voting:

Baird, Bascom, Bergeson, Bonwell, Cassady, Clarke, Clary, Conn, Dewell, Drury, Dunn, Feely, Geneva, Greenwood, Hackler, Hanna, Harvey, Holmes, Hume, Jewell, Kendall, McDonald, Mann, Miller

of Bremer, Ofill, Schroeder, Sheldon, Sidey, Springer, Swift, Wilson—21.

So the motion to reconsider was lost.

#### CONSIDERATION OF BILLS.

On motion of Geneva of Keokuk, House File No. 253, a bill for an act to exempt from taxation farmers' rural telephone lines so long as no dividends or profits are derived therefrom, and amending Section Thirteen Hundred and Four (1304), Paragraph One (1) of the Supplement of the Code, and Section Thirteen Hundred and Twenty-eight (1328) of the Code, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Geneva moved to amend House File No. 253 as follows:

By striking out lines three and four and by inserting in lieu thereof the words "mutual telephone lines not used for commercial purposes."

By striking out of Section Two (2) all after the word "except" in the second line and inserting in lieu thereof the words "mutual telephone lines not used for commercial purposes."

By striking out the word "of" in line 2 of Section One (1) and inserting the word "to" in lieu thereof.

Amendments adopted.

Weeks of Guthrie moved to strike from the title the phrase, "farmers' rural and mutual telephone lines so long as no dividends or profits are derived therefrom," and inserting in lieu thereof the words "mutual telephone lines not used for commercial purposes."

Amendment adopted.

On motion of Geneva of Keokuk, the bill, as amended, was ordered printed in the Journal.

#### HOUSE FILE NO. 253.

As amended on the floor of the House and ordered printed in the Journal:

A BILL for an act to exempt from taxation mutual telephone lines not used for commercial purposes, and amending Section Thirteen Hundred and Four (1304), Paragraph One (1), of the Supplement of the Code, and Section Thirteen Hundred and Twenty-eight (1328) of the Code.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Thirteen Hundred and Four (1304), Para-

graph One (1), of the Supplement to the Code be amended by adding after the semicolon in the last line the words "mutual telephone lines not used for commercial purposes." ,

SEC. 2. That Section Thirteen Hundred and Twenty-eight (1328) of the Code be amended by adding after the word "company" in the second line thereof the words "mutual telephone lines not used for commercial purposes."

On motion of Jones of Montgomery, House File No. 49, a bill for an act providing for a uniform policy to be used by all fire insurance companies doing business in the State of Iowa, with report of committee recommending passage as amended, was taken up, considered, and the report of the committee, with amendments, adopted.

Doran of Boone moved to amend House File No. 49 by adding to the last line of Section Four (4) "that nothing in this act shall apply to any county farmers' mutual insurance company in this State."

Amendment lost.

Marston of Cerro Gordo moved to amend House File No. 49 by inserting after the word "policy" in line forty of the printed bill the words "except when ten days' notice has been given to the company holding the policy."

Amendment lost.

Jones of Montgomery moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

Speaker Pro Tempore Hambleton in the chair.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Fox, Greenwood, Grier, Hambleton, Hanson, Harding, Heles, Hume, Inman, Jones, Kelley, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Ritter, Schulte, Shaffer, Smith, Stewart, Stillman, Stoltenberg, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde, Mr Speaker—69.

The nays were :

Brandes, Calkins, Doran, Flugum, Marston, Mercer, Price, Reitz, Schoenenberger, Sullivan, Swan—11.

Absent or not voting :

Baird, Balluff, Cassady, Clarke, Clary, Dewell, Drury, Dunn, Feely, Geneva, Hackler, Hanna, Harvey, Hickey, Holmes, Jewell, Kellogg, Kendall, Maben, Mann, Mason, Miller of Bremer, Schroeder, Sheldon, Sidey, Sparks, Springer, Wilson—28.

So the bill passed and the title was agreed to.

MOTION TO RECONSIDER.

The following motion to reconsider was filed :

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 103 failed to receive a constitutional majority and by which it passed to its third reading.

S. W. BAUMAN.

I second the motion.

J. W. STEWART.

On motion of Weeks of Guthrie, the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 6, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. W. J. Minchin of Ames.

Journal of Tuesday, March 5, 1907, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Kelley of Polk presented petition of citizens of Des Moines relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Bixby of Delaware presented petition of citizens of Delaware and Clayton counties relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Wilson of Tama presented petition of citizens of Tama county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Hanna of Benton presented petition of Boilermakers and Iron Ship Builders of America, No. 440, of Belle Plaine, relative to House File No. 299; also House File No. 132.

Referred to Committee on Ways and Means.

Moore of Linn presented petition of citizens of Linn county relative to Senate File No. 15.

Referred to Committee on Judiciary.

Dye of Pottawattamie presented petition of citizens of Minden relative to House File No. 326.

Referred to Committee on Railroads and Commerce.

Baird of Iowa presented petition of Iowa State Quarrymen's Association relative to a Reciprocal Demurrage Bill.

Referred to Committee on Railroads and Commerce.

Baird of Iowa presented petition of Iowa Sheep Breeders' Association relative to House File No. 207.

Referred to Committee on Agriculture.

Hanna of Benton presented petition of International Association of Machinists, No. 666, of Belle Plaine, relative to House File No. 299; also House File No. 132.

Referred to Committee on Ways and Means.

Bascom of Dickinson presented petition of citizens of Dickinson county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Arney of Marshall presented petition of citizens and voters of Marshall county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Brandes of Pottawattamie presented petition of citizens of Pottawattamie county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Stillman of Greene presented petition of citizens of Greene county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Van Houten of Taylor presented petition of citizens of Taylor county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Nix of Union presented petition of citizens of Union county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Calkins of Adams presented petition of citizens of Adams county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Reaney of Louisa presented petition of citizens of Louisa county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Cottrell of Plymouth presented petition of citizens of Plymouth county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Darrah of Lucas presented petition of citizens of Lucas county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

DeMar of Davis presented petition of citizens of Davis county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Holmes of Kossuth presented petition of citizens of Kossuth county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Welden of Hardin presented petition of citizens of Hardin county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Weeks of Guthrie presented petition of citizens of Guthrie county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Schulte of Clayton presented petition of citizens of Clayton county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Price of Warren presented petition of citizens of Warren county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Geneva of Keokuk presented petition of citizens of Keokuk county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Morris of Sioux presented petition of citizens of Sioux county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Shaffer of Fayette presented petition of citizens of Fayette county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Welden of Hardin presented petition of citizens of Hardin county relative to a constitutional amendment relative to the prohibition of the manufacture and sale of alcoholic liquors for beverages.

Referred to Committee on Suppression of Intemperance.

Welden of Hardin presented petition of citizens of Hardin county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Beery of Henry presented petition of farmers and citizens of Mount Pleasant, Iowa, relative to the game laws.

Referred to Committee on Fish and Game.

Beery of Henry presented petition of citizens of Salem, Henry county, relative to the Pure Drug Bills.

Referred to Committee on Pharmacy.

Baird of Iowa presented petition of citizens of Iowa county relative to Telegraphers' Eight Hour Bill.

Referred to Committee on Railroads and Commerce.

Reitz of Lee presented petition of city officials of Keokuk relative to an appropriation for Iowa League of Municipalities.

Referred to Committee on Appropriations.

Drury of Sac presented petition of citizens of Sac county relative to the Gun License Bill.

Referred to Committee on Fish and Game.

Pierce of Buena Vista presented petition of citizens of Marathon relative to Senate File No. 15.

Referred to Committee on Insurance.

Heles of Dubuque presented petition and remonstrance of Journeymen Plumbers of Dubuque relative to House Files No. 76, 82 and 160, and Senate File No. 96.

Referred to Committee on Judiciary.

Dunn of Jackson presented petition of city officials and taxpayers of Bellevue relative to House File No. 321.

Referred to Committee on Appropriations.

Hanna of Benton presented petition and remonstrance of Brotherhood of Locomotive Engineers, No. 526, of Belle Plaine, relative to House Files No. 299 and 132, and Senate Files No. 86 and 236.

Referred to Committee on Judiciary.

Schoenenberger of Madison presented petition of horse breeders of Madison county relative to House File No. 306.

Referred to Committee on Animal Industry.

Sullivan of Polk presented petition and remonstrance of Des Moines Division, No. 113, Brotherhood of Locomotive Engineers, relative to House Files No. 299 and 132, and Senate Files No. 236 and 86.

Referred to Committee on Judiciary.

Miller of Dubuque presented petition of Journeymen Plumbers' Union of Dubuque opposing House File No. 160 and Senate File No. 96.

Referred to Committee on Printing.

Fenn of Clarke presented petition of citizens of Osceola relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Hanna of Benton presented petition of residents of Vinton relative to the proposed "Pure Drug Bill."

Referred to Committee on Suppression of Intemperance.

Sullivan of Polk presented petition of insurance companies of Des Moines relative to House File No. 31.

Referred to Committee on Insurance.

Dewell of Cedar presented petitions of officials and taxpayers of Tipton and Mechanicsville relative to House File No. 321.

Referred to Committee on Appropriations.

Ritter of Des Moines presented remonstrance of citizens of Des Moines county opposing the proposed game law.

Referred to Committee on Fish and Game.

Baird of Iowa presented resolutions of Central Eastern Farmers' Institute held at Cedar Rapids.

Referred to Committees on Railroads and Commerce, Schools and Text Books, and Judiciary.

LEAVE OF ABSENCE GRANTED.

On request of Corrie of Ida, leave of absence was granted Casady of Monona until Monday.

On request of Baird of Iowa, leave of absence was granted Schroeder of Crawford until Monday.

REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 197, a bill for an act to legalize the acts of the city council of Bedford, Taylor county, Iowa, in the adoption of the "Revised ordinances" of said city and establishing a permanent grade and annexation of territory thereto, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adopting in lieu thereof the following substitute amendment, and when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 305, a bill for an act to transfer the duties, powers, and authority granted to or enjoined upon the Auditor of State under the provisions of Chapter Thirty-four (34), acts of the Thirty-first General Assembly, relating to publication of municipal accounts, establishing uniform system of accounts, reports, and audits in cities and towns from the Auditor of State to the Secretary of 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 Retrenchment and Reform.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was so referred.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 303, a bill for an act to repeal Sections Three Hundred

and Seventy-three (573), Three Hundred and Seventy-four (374), Three Hundred and Seventy-five (375), and Three Hundred and Seventy-six (376) of the Code, in relation to notaries public, and enact substitutes therefor; also to amend Section Sixty-eight (68) of the Code, in relation to the registration of commissions, beg leave to report 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 Retrenchment and Reform.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was so referred.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 304, a bill for an act to transfer from the Auditor of State to the Treasurer of State all of the powers, duties, and responsibilities relating to state and savings banks and loan and trust 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 be referred to the Committee on Retrenchment and Reform.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was so referred.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 55, a bill for an act to prohibit and regulate hospitals, institutions, and places, created for or maintained and used as lying-in or maternity hospitals, or hospitals or places for the reception, care, and treatment of women in labor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking from the twelfth line of Section One (1) thereof the word "yards" and inserting in lieu thereof the word "feet" and by striking out all of that sentence which follows the word "or" as it appears the second time in the thirteenth line of said Section One (1), and inserting in lieu thereof the words "in a building situated within seventy-five feet of premises owned by another," and when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 16, a bill for an act relating to road tax, and amending Section One Thousand Five Hundred Twenty-eight (1528) of the Code and Supplement to 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 amended by adopting in lieu thereof the following substitute:

SUBSTITUTE FOR HOUSE FILE NO. 16.

A BILL for an act to amend Section One Thousand Five Hundred Twenty-eight (1528) of the Supplement to the Code, relative to road tax, the method of payment thereof, the reservation of such tax for payment of benefits assessed against townships in drainage districts and the duties of Township Trustees, Township Clerk, and County Auditor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. Paragraph One (1) of Section One Thousand Five Hundred Twenty-eight (1528) of the Supplement to the Code is hereby amended by striking out the word "four" in the fifth line of said paragraph and inserting in lieu thereof the word "five," and by adding after the semicolon in the seventh line of said paragraph the following:

"Except that two mills thereof may be paid in labor on the public highway adjoining the real property against which such levy is made, and if so paid, as shown by the lists of property and tax which the Township Clerk shall make out for each Road Superintendent, the same shall be certified by the Township Clerk to the County Auditor on or before the second Monday in November of each year, who shall credit the amount thereof on the tax lists before delivering such lists to the County Treasurer; provided, that one mill, or necessary portion thereof, be reserved to pay benefits assessed against townships in drainage districts."

SEC. 2. All acts or parts of acts in conflict herewith are hereby repealed.

SEC. 3. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Des Moines Capital and the Register and Leader, newspapers published in Des Moines, Iowa.

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred substitute for Senate File No. 54, a bill for an act relating to the assignment of certificates of purchase at tax sales, and providing for the issuance of duplicate certificates of purchase in case of loss or destruction of original, amending Section One Thousand Four Hundred Thirty-two (1432) of the Code, repealing Section One Thousand Four Hundred Thirty-three (1433) of the Code, and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the

recommendation that the same be amended by adding the letter "d" to the word "describe" as it appears in the second line of Section One (1) thereof, and when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Jones of Montgomery, from the Committee on Appropriations, submitted the following reports:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 224, a bill for an act making an appropriation to enable the State Railroad Commission to make an investigation of railway freight rates, beg leave to report 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.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 288, a bill for an act making an appropriation to the State Historical Society 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 amended by striking out Section Four (4) thereof; by striking the date "July 1, 1907," in the last line of Section Three (3) and inserting in lieu thereof "July 4, 1907"; by striking the words and figures "Seven Thousand Five Hundred Dollars (\$7,500)" in the third and fourth lines of Section One (1), and inserting in lieu thereof the following: "Six Thousand Dollars (\$6,000)," and when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 214, a bill for an act to make an appropriation for a building and equipment for, and for the maintenance of, the School of Ceramics, beg leave to report 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.

F. F. JONES,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 312, a bill for an act authorizing the Executive

Council to build walks and steps and make necessary repairs around the Capitol building and grounds and make an appropriation 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 do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Lister of Grundy, from the Committee on Agriculture, submitted the following reports: .

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 128, a bill for an act to amend Sections Twenty-five Hundred and Twenty-nine (2529), Twenty-five Hundred and Thirty (2530), and Twenty-five Hundred and Thirty-four (2534) of the Code, and to repeal and enact substitutes for Sections Twenty-five Hundred and Thirty-three (2533) and Twenty-five Hundred and Thirty-eight (2538) thereof, relating to the State Veterinary Surgeon, beg leave to report 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 the words and figures "Nine hundred (900)" in the fourth line of Section Two (2) of the printed bill and inserting the words and figures "Seven hundred fifty (750)" in lieu thereof, and when so amended that the bill do pass.

JOHN LISTER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred substitute for Senate File No. 104, a bill for an act to amend Chapter Two (2) of Title Ten (10) of the Code relating to United States levees, as amended by Chapter Eighty-three (83) of the laws of the Thirty-first General Assembly, to promote the public health, convenience, and welfare, by leveeing, ditching, and draining the lands of the State, and providing for the assessment and collection of the costs and expenses of the same, and issuing improvement certificates, or issuing and selling bonds 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 do pass.

JOHN LISTER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred substitute for Senate File No. 8, a bill for an act to amend the law as it appears in Chapter Sixty-eight (68), acts of the Thirtieth General

Assembly, and in Chapter Eighty-five (85) of the acts of the Thirty-first General Assembly in relation to levees, ditches, drains, and water-courses, beg leave to report 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 between the words "district" and "has" in Section Five (5) the words "included within territory protected by a United States levee," and when so amended that the bill do pass.

JOHN LISTER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 1, a bill for an act to authorize counties to purchase and maintain real estate for the use of county fairs, additional to Section Four Hundred and Twenty-two (422) 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 amended by adopting the following substitute:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 1.

A BILL for an act to amend the law as it appears in Section Four Hundred Twenty-two (422) of the Code, and Section Sixteen Hundred Sixty (1660) of the Code, relating to the purchase of land for county fair societies.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Four Hundred Twenty-two (422) of the Code be and the same is hereby amended by adding thereto as Sub-division Twenty-four (24) the following: "24. To purchase real estate for county fairs. The title of such real estate to be in the name of the county."

SEC. 2. Section Sixteen Hundred Sixty (1660) of the Code is hereby amended by adding thereto the following: "The Board of Supervisors are further authorized to purchase real estate for county fair purposes, in sums exceeding One Thousand Dollars (\$1,000); providing, however, that the Board of Supervisors shall first have submitted to the legal voters of the county a proposition therefor, and voted for by a majority of all persons voting for and against such proposition at a general or special election; notice to be given as provided in Section Four Hundred Twenty-three (423) of the Supplement to the Code. And the Board of Supervisors shall not exceed in the purchase of such real estate the amount so voted for. The title of such real estate, when purchased, to be taken in the name of the county, and the Board of Supervisors shall place such real estate under the control and management of an incorporated county fair society, as long as an annual county fair is maintained by such corporation on said real estate. And said corporation is authorized to erect and maintain buildings and make such other improvements on said real estate as is necessary, but the

county shall not be liable for such improvements, or the expenditures therefor. The right of such county fair society to the control and management of said real estate may be terminated by the Board of Supervisors whenever well conducted agricultural fairs are not annually held thereon."

And when so amended that the bill do pass.

JOHN LISTER,  
*Chairman.*

Adopted.

Dow of Franklin, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution No. 2, a resolution to add to Section Eighteen (18) of Article One (1) of the Constitution of the State of Iowa, the following: "A General Assembly, however, may pass laws permitting the owners of lands to construct drains, ditches, and levees for agricultural, sanitary, or mining purposes across the lands of others, and provide for the organization of drainage districts, vest the proper authority with power to construct and maintain levees, drains, and ditches and keep in repair all drains, ditches, and levees hereinafter constructed after the laws of the State, by said special assessment on the property benefited thereby. The General Assembly may provide by law for the condemnation of such real estate as shall be necessary for the construction and maintenance of such drains, ditches, and levees, and prescribe the method of making such condemnation," beg leave to report 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.

D. W. Dow,  
*Chairman.*

Passed on file.

McAllister of Linn, from the Committee on Military, submitted the following report:

MR. SPEAKER—Your Committee on Military, to whom was referred House File No. 79, a bill for an act providing for the compilation of a roster of Iowa soldiers, sailors, and marines in the war with Mexico and the War of the Rebellion, the Spanish-American and Philippine wars, including military service in the Spirit Lake expedition and other service against the Indians, and of soldiers, sailors, and marines of other States and Territories living in Iowa, and making an appropriation 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 reported for passage with the following amendments:

Amend Section One (1) in lines five and six by striking out the words "the same compensation as that now paid to the trustees of edu-

cational institutions" and insert in lieu thereof the following, "four dollars per day and actual expenses."

Amend Section Two (2), lines three and four, by striking out the following words, "in the official records of the Union and Confederate armies."

Amend Section Four (4), line four, by adding the word "all" between the words "and" and "other" and by striking out all of the line after the word "expense" and place a "period" after the word and add the following: "An itemized account shall be kept and vouchers filed, to be audited by the Executive Council and warrants drawn by the State Auditor to pay expenses provided for in this act."

And when so amended that the bill do pass.

JOHN McALLISTER,  
*Chairman.*

McAllister of Linn moved that the bill be referred to the Committee on Appropriations, and that the bill, as amended, be printed in the Journal.

Motion prevailed.

HOUSE FILE NO. 79.

A BILL for an act providing for the compilation of a roster of Iowa soldiers, sailors, and marines in the war with Mexico and the War of the Rebellion, the Spanish-American and Philippine wars, including military service in the Spirit Lake expedition, and other service against the Indians, and of soldiers, sailors, and marines of other States and Territories living in Iowa, and making an appropriation therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the Governor, Attorney-General, Adjutant-General, Curator of the Historical Department of Iowa, and one soldier of the Civil War, whose selection shall be made and certified to the Governor by the Commander of the Department of Iowa, Grand Army of the Republic, and who shall thereupon be commissioned by the Governor, which member so selected shall receive Four (4) Dollars per day and actual expenses for the time actually and necessarily employed, shall constitute a board authorized to prepare in form for publication a complete roster of all Iowa soldiers, sailors, and marines of the war with Mexico, the War of the Rebellion, and the Spanish-American and Philippine wars, including the military service of soldiers engaged in the Spirit Lake expedition and other service against the Indians, and State troops rendering service during the War of the Rebellion.

SEC. 2. Said compilation shall contain the main items of record of each officer and soldier, and of each organization, so far as the same is obtainable from the records in the Adjutant-General's office, in the war department in Washington, and from other official and reliable sources. It shall include brief historical sketches of the organization, service, and engagements of all Iowa regiments, and other Iowa organi-

zations, with summaries of casualties, list of soldiers confined in Confederate prisons and those buried in national cemeteries.

SEC. 3. Said compilation shall also contain in separate volume the names of all the late soldiers, sailors, and marines of the Mexican war, the Civil War, and the Spanish-American and Philippine wars living within the State, other than Iowa soldiers, with the number and name of the organization in which they served, and their place of residence.

SEC. 4. Said compilation shall be under the direction of the Adjutant-General, and the sum of Ten Thousand Dollars (\$10,000), or so much thereof as may be necessary, is hereby appropriated from any moneys, not otherwise appropriated, in the treasury of the State, for the employment of extra help and all other necessary expense. An itemized account shall be kept and vouchers filed, to be audited by the Executive Council, and warrants drawn by the State Auditor to pay expenses provided for in this act.

SEC. 5. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in the City of Des Moines, Polk county, Iowa.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following reports:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval House File No. 131, a bill for an act to amend Section Four Hundred Twenty-two (422) of the Code, relative to the power of Boards of Supervisors, and granting additional powers.

Also:

House File No. 179, a bill for an act to amend Chapter One Hundred Eighty-six (186) of the laws of the Thirtieth General Assembly, relating to meandered lake beds, and enlarging the meaning of "a bona fide purchaser," under Section Seven (7) of said act.

Also:

House File No. 211, a bill for an act to legalize the making of certain plats made by the County Auditors of Iowa, or by the County Surveyor for the owner, and the recording of the same by the County Recorders of Iowa, and to legalize the descriptions of land in all instruments, conveyances, and incumbrances referring thereto.

Also:

House File No. 220, a bill for an act to repeal Sections Two Thousand Seventy-six (2076) and Two Thousand Seventy-seven (2077) of the Code, and to enact substitutes therefor, relative to classification of railroads and passenger transportation charges thereby.

Also:

House File No. 245, a bill for an act to legalize the incorporation of the town of Granger, Dallas county, Iowa, the election of its officers, and the passage of all its ordinances and resolutions, and all acts done by the town council of said town.

Also:

House File No. 283, a bill for an act to legalize the incorporation of the town of Linden, Dallas county, Iowa, the election of its officers, the passage, adoption, and record of all of its ordinances, resolutions, and rules and all acts done by the council of said town.

PAUL E. STILLMAN,  
*Chairman.*

Adopted.

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval House File No. 7, a bill for an act to regulate the transportation of dead bodies, and the practice of embalming, and to provide for examination and license of embalmers, and to provide penalties for violation.

Also:

House File No. 72, a bill for an act to amend Section Forty-three Hundred and Forty-one (4341) of the Code, relating to actions of mandamus.

Also:

House File No. 102, a bill for an act to amend Sections Twenty-four Hundred Sixty-seven (2467) and Twenty-four Hundred and Sixty-eight (2468) of the Code, relating to fire companies, and providing for a penalty for the violation of said sections.

Also:

House File No. 201, a bill for an act to reimburse John F. Riggs, Superintendent of Public Instruction, for sums paid out by him on account of the State Educational Board of Examiners.

Also:

House File No. 242, a bill for an act to legalize the submission to the electors of Chickasaw county, Iowa, the question, viz.: Shall the Board of Supervisors of Chickasaw county, Iowa, be empowered to expend and appropriate a sum not to exceed Twenty-five Thousand (\$25,000) Dollars for the erection of a poorhouse for Chickasaw county, Iowa?

PAUL E. STILLMAN,  
*Chairman.*

Passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully

report that they have examined, and find correctly enrolled, Senate File No. 220, a bill for an act making an appropriation for the benefit of the State Hospital at Mt. Pleasant.

Also:

Senate File No. 158, a bill for an act making an additional appropriation to pay the remainder of the expenses of the members of the Iowa Shiloh Battlefield Monument Commission, the Iowa Lookout Mountain and Missionary Ridge Monument Commission, the Iowa Vicksburg Park Monument Commission, and the Iowa Andersonville Prison Monument Commission, upon their joint visit to dedicate the monuments erected by the State of Iowa upon southern battlefields and at Andersonville.

Also:

Senate File No. 82, a bill for an act to provide for the consolidation and change of boundaries of school districts in certain cities of the first class, and other purposes incident thereto.

Also:

Senate File No. 54, a bill for an act to legalize certain actions of the Board of Supervisors of Appanoose county, Iowa, relating to Drainage District No. 1 of said county, and the issuance of bonds for the payment of the expenses, costs, costs of construction, and fees.

Also:

Senate File No. 9, a bill for an act to confirm the title of F. C. Lovrein in a strip of land on Sec. 15, T. 93, R. 34 W. of the 5th P. M., lying between the true south boundary line and the meandered south boundary line of Rat Lake in said section, and authorizing the Executive Council to quit claim said strip to him.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

#### RESOLUTIONS.

Resolution relative to employment of extra help after March 1 was taken up and considered.

Dow of Franklin moved that the resolution be adopted.

Teter of Marion moved to amend the resolution by the adoption of the following substitute:

WHEREAS, A petition, signed by eighty-five members of the House, has been presented to the Committee on Retrenchment and Reform, asking that Morris Hirschorn be retained as Page; and,

WHEREAS, A petition, signed by sixty members of the House, has been presented to said committee, asking that Lee Raymond be retained as Assistant File Clerk; and,

WHEREAS, A petition, signed by seventy-eight members of the House, has been presented to said committee, asking that J. H. Mixon be appointed to the position of Janitor in the cloak and toilet room, at a salary of Twenty-one Dollars a week, commencing on the ninth day of February, 1907, now, therefore,

*Be It Resolved*, That the said Morris Hirschorn be employed as Page from and after the first day of March, 1907; and that the said Lee Raymond be employed as Assistant File Clerk from and after the first day of March, 1907; and that the said J. H. Mixon be employed as Janitor in the cloak and toilet room at a salary of Twenty-one Dollars a week from and after the ninth day of February, 1907.

Roll call demanded by Teter of Marion and Meredith of Cass.

Paul of Jones moved to amend the substitute resolution by adding the following: "and the Chief Clerk is instructed to place on the pay roll any others desiring employment."

Lee of Emmet moved that the amendment to the substitute be laid on the table.

Motion lost.

Amendment to substitute lost.

On the question, "Shall the substitute resolution be adopted?"

The yeas were:

Allred, Anderson, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Felt, Fenn, Fox, Geneva, Greenwood, Grier, Hacker, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Price, Reaney, Reitz, Ritter, Schoenberger, Shaffer, Smith, Sparks, Springer, Stewart, Sullivan, Swan, Teter, Webster, Weeks, White, Wilson, Wolfe, Youde—81.

The nays were:

Arney, Baird, Corrie, Drury, Earle, Elliott, Feay, Jones, Paul, Schulte, Stewart, Stoltenberg, Swift, Van Houten, Welden, Mr. Speaker—16.

Absent or not voting:

Calkins, Cassady, Clarke, Clary, Feely, Flugum, Miller of Bremer, Pierce, Schroeder, Sheldon, Sidey—11.

Substitute amendment to the resolution adopted.

Roll call demanded on the resolution, as amended, by Teter of Marion and Van Houten of Taylor.

On the question, "Shall the resolution be adopted?"

The yeas were:

Allred, Anderson, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Feely, Felt, Fenn, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Price, Reaney, Reitz, Ritter, Schoenenberger, Shaffer, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Webster, Weeks, Wilson, Wolfe, Youde—81.

The nays were:

Arney, Baird, Drury, Earle, Elliott, Feay, Geneva, Jones, Kull, Paul, Schulte, Stoltenberg, Swift, Teter, Van Houten, Welden, White, Mr. Speaker—18.

Absent or not voting:

Bergeson, Cassady, Clarke, Clary, Flugum, Pierce, Schroeder, Sheldon, Sidey—9.

So the resolution was adopted.

#### RESOLUTIONS LAID OVER UNDER RULE 34.

Ofill of Jasper presented the following concurrent resolution:

WHEREAS, We believe the remaining business of this General Assembly can be successfully accomplished in a brief season of time,

*Therefore, Be It Resolved by the House, the Senate Concurring, That this General Assembly do adjourn sine die at noon, 12 o'clock m., on Saturday, March 30th, 1907.*

Cottrell of Plymouth presented the following resolution:

WHEREAS, The House in a spirit of economy failed to adopt the customary resolution providing Codes, etc., for certain officers of this Assembly; and,

WHEREAS, Several members of this House, being members of former Assemblies, and having each received Codes, etc., at each previous session,

*Therefore, Be It Resolved by the House,* That the Chief Clerk be and is hereby instructed to draw by lot, ten (10) of the Codes, Supplements, Session Laws and Annotations distributed to the said members at this session and to redistribute the same to the officers of the House not heretofore supplied.

#### INTRODUCTION OF BILLS.

By Dodds of Des Moines (by request), House File No. 366, a bill for an act to provide for county inspectors of apiaries and defining their duties and providing for their compensation, for the purpose of curing and avoiding foul brood or other diseases among bees and their hives.

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

By Hambleton of Mahaska, House File No. 367, a bill for an act to amend Section Thirteen Hundred Three (1303) of the Code as amended, relative to the assessment of taxes.

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

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

Substitute for Senate File No. 127, a bill for an act relating to corporations for pecuniary profit and provide for approval of articles of incorporation.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 123, a bill for an act providing for the punishment of cruelty to animals.

GEO. A. NEWMAN,  
*Secretary.*

## CONSIDERATION OF BILLS.

On motion of Hume of Mitchell, Senate File No. 5, a bill for an act defining wife desertion and failure to support wife or family, providing punishment therefor, and permitting a husband or wife to be a witness in such cases, with report of committee recommending passage, was taken up and considered.

Springer of Buchanan in the chair.

Teter of Marion moved to amend Senate File No. 5 by striking out the word "illegitimate" in the fourth line of Section One (1), of the original bill.

Speaker Kendall in the chair.

Amendment adopted.

Weeks of Guthrie moved to amend Senate File No. 5 by striking out all of Section Five (5).

Amendment adopted.

Teter of Marion moved to amend Senate File No. 5 by inserting between the words "his" and "wife" in the second line of Section One (1) of the original bill, the words "or her;" and by inserting between the word "wife" and the comma in the said second line, the words "or husband," and by inserting immediately following the word "she" in the said second line, the words "or he;" and by inserting between the words "husband" and "will" in the eighth line of Section Three (3) of the typewritten part of the original bill, the words "or wife;" and by inserting between the words "wife" and "with" in the said eighth line the words "or husband;" and by inserting between the words "husband" and "or" in the fourteenth line of the typewritten part of the said Section Three (3), the word "wife" preceded and followed by a comma; and by inserting between the words "his" and "wife" in the fifteenth line of the typewritten part of said Section Three (3), the words "or her;" and by inserting between the word "wife" and the comma in the said fifteenth line of said Section Three (3), the words "or husband;" and by inserting between the words "husband" and "or" in the first line of Section Four (4) of the original bill, a comma followed by the word "wife;" and by inserting between the words "his" and "undertaking" in the second line of said Section Four (4), the words "or her;" and by inserting between the words "wife" and the comma in the first line

of Section Six (6) of the original bill, the word "husband" preceded by a comma; and by inserting between the word "wife" and the comma in the third line of said Section Six (6), the word "husband" preceded by a comma.

Amendments lost.

Hume of Mitchell moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Shaffer, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—87.

The nays were:

Doran, Teter—2.

Absent or not voting:

Balluff, Cassady, Clarke, Clary, Cottrell, Heles, Koontz, Kull, Miller of Bremer, Miller of Dubuque, Moore, Reitz, Schroeder, Schulte, Sheldon, Sidey, Sparks, Springer, Swift—19.

So the bill passed and the title was agreed to.

#### MOTION TO RECONSIDER.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 103 failed to pass the House, and by which it passed to its third reading.

CLIFFORD B. PAUL.

I second the motion.

CURREAN F. SWIFT.

Carr E. McDowell filed resignation as clerk for the Committees on Telegraph, Telephones and Express and Public Charities.

Sarah G. French was appointed as clerk for the Committees on Telegraph, Telephones and Express, and Public Charities, having been included in the list recommended by the Special Committee, and subscribed to the oath of office.

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, Senate Files No. 9, 64, 82, 158, 220.

On motion of Conn of Butler, the House adjourned until 9:30 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 7, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. W. T. Suckow of Manchester.

Journal of Wednesday, March 6, 1907, corrected and approved.

On request, leave of absence was granted Stewart of Washington until Friday.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Jewell of Winneshiek presented petition of business men of Decorah relative to House File No. 31.

Referred to Committee on Insurance.

McElrath of Woodbury presented petition of the Sioux City Typographical Union, No. 180, relative to abolishing the State Printer and Binder.

Referred to Committee on Printing.

Kellogg of Harrison presented remonstrance of the International Association of Machinists against House Files No. 82 and 132.

Referred to Committee on Judiciary.

Wilson of Tama presented petition of citizens of Tama county relative to House File No. 31.

Referred to Committee on Insurance.

McAllister of Linn presented remonstrance of citizens of Linn county against House File No. 45 and Senate File No. 31.

Referred to Committee on Public Health.

McAllister of Linn presented petition of citizens of Linn county relative to Senate File No. 15.

Referred to Committee on Insurance.

Greenwood of Mills presented petition of residents of Mills county relative to House File No. 241.

Referred to Committee on Appropriations.

Shaffer of Fayette presented petition of residents of Fayette county relative to House File No. 31.

Referred to Committee on Insurance.

Moore of Linn presented petition of the Board of Directors of the Linn County Historical Society relative to an appropriation for the State Historical Society.

Referred to Committee on Appropriations.

Dewell of Cedar presented petition of citizens of Cedar county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Bixby of Delaware presented petition of citizens of Delaware county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Meredith of Cass presented petition of citizens of Griswold, Cass county, relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Holmes of Kossuth presented petition of voters of Kossuth county relative to the proposed game laws.

Referred to Committee on Fish and Game.

Feely of Black Hawk presented petition of citizens of Black Hawk county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Sidey of Adair presented petition of citizens of Adair county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Sullivan of Polk presented petition of the Iron Molders' Union,

No. 316, of Des Moines, relative to House File No. 299 and Senate File No. 236.

Referred to Committee on Railroads and Commerce.

Hambleton of Mahaska presented petition of citizens of Mahaska county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

McDonald of Carroll presented petition of citizens of Carroll county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Weeks of Guthrie presented petition of merchants and taxpayers of Guthrie county relative to House File No. 132.

Referred to Committee on Judiciary.

Dodds of Des Moines presented petition of retail grocers of Des Moines county relative to Senate File No. 136.

Referred to Committee on Agriculture.

Kelley of Polk presented remonstrance of citizens of Mitchellville opposing the McManus Bill.

Referred to Committee on Suppression of Intemperance.

Kelley of Polk presented petition of Iron Molders' Union of Des Moines relative to House File No. 299 and Senate File No. 236.

Referred to Committee on Judiciary.

Kelley of Polk presented petition and remonstrance of Des Moines Division, No. 113, Brotherhood Locomotive Engineers, relative to House Files No. 132, 299 and Senate Files No. 236 and 86.

Referred to Committee on Judiciary.

#### REPORTS OF COMMITTEES.

Teter of Marion, from the Committee on Ways and Means, submitted the following reports:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 248, a bill for an act entitled "An act to provide for a public school teachers' retirement fund in school districts having a

population of over ten thousand inhabitants," beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

L. D. TETER,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 73, a bill for an act to amend the law as the same appears in Section Thirteen Hundred and Four-A (1304-A) of the Supplement to the Code, relating to the exemption of property from taxation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by inserting between the words "be" and "amended" in the third line of Section One (1), the words "and the same is hereby," and also by inserting between the word "thereof" and the "comma" in the fifth line of Section One (1), the words "the figures," and when so amended that the bill do pass.

L. D. TETER,  
*Chairman.*

Adopted.

Jones of Montgomery, from the Committee on Appropriations, submitted the following reports:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 215, a bill for an act providing for the purchase and erection of a monument in memory of the Indian Chief Black Hawk and at the point of the first military post in the State of Iowa, and making an appropriation 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 indefinitely postponed.

F. F. JONES,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 321, a bill for an act to appropriate Two Thousand Dollars annually to aid Iowa municipalities in obtaining information of general public interest and providing for the publication 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 indefinitely postponed.

F. F. JONES,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 281, a bill for an act to appropriate not to exceed Seven Thousand Five Hundred Dollars for experiments in animal breeding and feeding, beg leave to report 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 adopting the following substitute amendment:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 281.

A BILL for an act to appropriate not to exceed Five Thousand Dollars (\$5,000) for experiments in animal breeding and feeding.

WHEREAS, A bill has passed the Congress of the United States appropriating a sum of money, Twenty-five Thousand Dollars (\$25,000), of which shall be appropriated and allotted by the Secretary of Agriculture in such sums as he may determine, not to exceed Seven Thousand Five Hundred Dollars (\$7,500) to any one State or Territory, for use in experiments in breeding, feeding, and developing types of horses hardier, more resistant to disease, and better suited to climatic conditions, promoting thereby the interests of agriculture in the United States, in such only of the several States and Territories as shall prior to the first day of July, 1907, appropriate a like amount to that to be secured hereunder for the same purpose; and,

WHEREAS, It is deemed advisable that the State of Iowa avail itself of this appropriation, therefore

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That there is hereby appropriated out of any money in the State treasury not otherwise appropriated a sum equal to the amount which may be allotted to the State of Iowa by the Secretary of Agriculture, as provided by the act of Congress herein referred to, not to exceed Five Thousand Dollars (\$5,000), to be used in experiments in developing types of horses hardier, more resistant to disease, and better suited to climatic conditions, promoting thereby the interests of agriculture in the State of Iowa, such experiments to be carried on at and in connection with the experiment station at the Iowa State College of Agriculture and Mechanic Arts located at Ames, Iowa.

SEC. 2. The Auditor is hereby authorized and directed to issue his warrants upon the State Treasurer for the said sum in favor of the Trustees of the Iowa State College of Agriculture and Mechanic Arts.

SEC. 3. This act shall become operative only upon the passage by Congress of the act referred to in the preamble hereof, and an allotment made by the Secretary of Agriculture to the State of Iowa as provided therein.

SEC. 4. This act, being deemed of immediate importance, shall take effect and be in full force from and after its publication in the Register and Leader and the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

And when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Substitute amendment adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House Joint Resolution No. 4, approving estimates of cost, plans, and specifications of library building at Cedar Falls, 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.

F. F. JONES,  
*Chairman.*

Adopted.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred substitute for Senate File No. 79, a bill for an act to amend Section Thirty-six Hundred Eighty-eight (3688) of the Code, relating to challenge of jurors for cause, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Sullivan of Polk, from the Committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 226, a bill for an act relating to the organization and officers of cities and towns, amending Chapter Two (2), Title Five (5) of the Code and of the Supplement to 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 amended by substituting the following in lieu thereof:

SUBSTITUTE FOR HOUSE FILE NO. 226.

A BILL for an act to amend Sections Six Hundred and Forty-one (641), Six Hundred and Fifty-five (655), Eight Hundred and Sixty-seven (867), Eight Hundred and Seventy-one (871), and Eight Hundred and Seventy-three (873) of the Code; amending Section Six Hundred and Sixty-one (661) of the Supplement to the Code; repealing Sections Six Hundred and Forty-six (646), Six Hundred and Forty-eight (648), Six Hundred and Forty-nine (649), Six Hundred and Fifty-one (651), Six Hundred and Fifty-two (652), Eight Hundred and Sixty-three (863), and Eight Hundred and Sixty-five (865) of the Code and enact-

substitutes therefor; repealing Section Six Hundred and Forty-five (645) and Paragraph Five (5) of Section Six Hundred and Fifty-eight (658) of the Supplement to the Code and enacting substitutes therefor; repealing Section Eight Hundred and Seventy-nine (879) of the Code, relating to the organization and officers and the Board of Public Works of cities and towns, and prescribing additional regulations as to such officers.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Six Hundred and Forty-one (641) of the Code be amended by striking out the word "seven" in the seventh line thereof, and inserting in lieu thereof the word "five," and by striking out the word "three" in the eighth line thereof and inserting in lieu thereof the word "two."

SEC. 2. That Section Six Hundred and Forty-five (645) of the Supplement to the Code be repealed and the following enacted in lieu thereof:

City and town councils shall be composed as follows: In cities two councilmen at large and one councilman from each ward; in towns, five councilmen at large.

SEC. 3. That Section Six Hundred and Forty-six (646) of the Code be repealed and the following enacted in lieu thereof:

On the organization of a city or town or on its re-organization after the change of its class, or at the first regular municipal election hereafter, a council shall be elected as follows, except that in those cities of the second class that elect a mayor in even numbered years, the term of those councilmen expiring in 1907 is extended one year; in those cities of the second class that elect a mayor in odd numbered years, the term of those councilmen expiring in 1908 is extended one year; and at the municipal election at which a mayor is elected in 1908 or 1909, as the case may be, the council shall be elected in accordance with the provisions of this act; by the election of two councilmen at large, but if any city embraces within its limit the whole or part of two or more townships, two of which contain one thousand or more electors, only one of the councilmen at large shall be chosen from any one township. There shall also be elected at the same time one councilman from each ward, who shall be chosen by the electors residing within the limits thereof. Such councilmen shall serve for a term of two years and thereafter the successors of such councilmen at large and ward councilmen shall be chosen at the regular biennial municipal election and shall hold office for two years. In towns at the second municipal election at which a mayor is to be elected after the year 1907, the members of the council shall be elected under the provisions of this act, and the term of all councilmen elected after the year 1907 and before such second municipal election shall expire in the year of such second municipal election. The term of the councilmen elected at such second municipal election shall be two years, and thereafter the successors of such councilmen shall be chosen at the regular biennial municipal election and they shall hold office for the term of two years.

SEC. 4. That Section Six Hundred and Forty-eight (648) of the Code is hereby repealed and the following enacted in lieu thereof:

In cities of the second class there shall be elected biennially a mayor,

solicitor, treasurer, and assessor, except that in cities of four thousand population or less, the solicitor shall be appointed by the council.

SEC. 5. That Section Six Hundred and Forty-nine (649) of the Code is hereby repealed and the following enacted in lieu thereof:

In towns there shall be elected biennially a mayor, treasurer, and assessor.

SEC. 6. That Section Six Hundred and Fifty-one (651) of the Code is hereby repealed and the following enacted in lieu thereof:

In all cities and towns, the council, at its first meeting after the biennial election, shall appoint a clerk, and in cities of four thousand population or less, shall appoint a solicitor.

SEC. 7. That Section Six Hundred and Fifty-two (652) of the Code is hereby repealed and the following enacted in lieu thereof:

The officers to be appointed by the mayor shall be as follows:

1. The mayor of each city or town shall appoint a marshal, who shall be ex-officio chief of police, and may also appoint one or more deputy marshals. In cities and towns he shall appoint as many policemen as the council, by general ordinance, shall direct, and such officers shall hold their positions during the pleasure of the mayor. He may also, in cases of emergency, appoint such number of special policemen as he may think proper, reporting such special appointment to the council at its next regular meeting. All such special appointments to continue in force until such meetings, unless sooner terminated by the mayor. In cities having a Board of Police and Fire Commissioners, policemen shall be appointed as provided in the act creating such board.

2. In cities of the first class he shall appoint a physician, a street commissioner, and when deemed necessary, a wharf master. If there is a Board of Public Works, such board shall appoint the street commissioner.

3. In cities of the second class he shall appoint a street commissioner, a physician, and such other officers as shall be provided by ordinance.

4. In towns he shall appoint a street commissioner and such other officers as shall be provided by ordinance.

SEC. 8. That Section Six Hundred and Fifty-five (655) of the Code be amended by striking out the words "the election at any regular municipal election or for" in the second line thereof, and inserting after the word "appointment" in the third line thereof the words "by the mayor."

SEC. 9. That Paragraph Five (5) of Section Six Hundred and Fifty-eight (658) of the Supplement to the Code be repealed and the following enacted in lieu thereof:

He shall be the presiding officer of the council with the right to vote only in case of a tie.

SEC. 10. That Section Six Hundred and Sixty-one (661) of the Supplement to the Code be amended by striking out the words "such appointment to be confirmed by the council" in the fourth line thereof.

SEC. 11. That Section Eight Hundred and Sixty-three (863) of the Code be repealed and the following enacted in lieu thereof:

In any city having a population of thirty thousand or more the council may by ordinance establish a Board of Public Works and in cities having a population of fifty thousand or more, there is hereby created a

Board of Public Works. Such Board of Public Works shall consist of two members residents of the city, to be appointed by the mayor, and upon the establishment of said board one member shall be appointed for two years, and one for three years, and their successors shall be appointed for three years. The members shall hold office until their successors are appointed and qualified. The mayor shall have the power to remove any member of the Board of Public Works for sufficient cause at any time. Vacancies shall be filled by the mayor. No member of the council or city official shall be a member of such board. The provisions of this section shall not affect the terms of those constituting the Board of Public Works in those cities in which a Board of Public Works has heretofore been established by ordinance, but the successors to such members shall be appointed under the provisions of this act.

SEC. 12. Section Eight Hundred and Sixty-five (865) of the Code is hereby repealed and the following enacted in lieu thereof:

The board shall consult the city engineer regarding the plans and specifications and the advisability of doing or making contemplated improvements or work, and he shall from time to time furnish it with estimates of the cost of material and plans and specifications for any work to be ordered or advertised to be done, and report to the board whether such improvement or work is made and completed according to contract. Whenever the members of the Board of Public Works are unable to agree upon any matter which is before it for decision, including the appointing of agents and employes, the city engineer shall decide such matter or appointment, and his decision shall be the decision of the Board of Public Works. Such decision shall be rendered in writing and shall be filed in the office of the Board of Public Works, and when so filed shall have the force and effect of a finding or determination by the Board of Public Works.

SEC. 13. Section Eight Hundred and Sixty-seven (867) of the Code is hereby amended by striking out all of such section after the word "used" in the twelfth line thereof.

SEC. 14. Section Eight Hundred and Seventy-one (871) of the Code is hereby amended by adding thereto the following:

No claim for any work done or material furnished in the construction of any public improvement shall be allowed by the council unless the same has first been approved by the Board of Public Works.

SEC. 15. That Section Eight Hundred and Seventy-three (873) of the Code is hereby amended by striking out the words "subject to the approval of the council" in the second line thereof, and by striking out all of the said section after the word "work" in the third line thereof.

SEC. 16. No officer, including members of the city council shall be interested, directly or indirectly, in any contract or job of work or material or the profits thereof or services to be furnished or performed for the city or town. No such officer shall accept or receive, directly or indirectly, from any person, firm, or corporation operating within the said city or town, any railway, interurban railway, street railway, gas works, water works, electric light or power plants, telegraph line or telephone exchange, or other business using a public franchise, any frank, free pass,

or ticket or other service upon terms more favorable than is granted to the public generally, except where, by franchise granted by the municipality to any such person, firm, or corporation, any officers of said municipality are granted such privileges as part of such franchise, and except that members of the police and fire departments of any city or town shall be carried without charge by any interurban railway or street railway operating within such city or town. Any violation of the provisions of this section shall be a misdemeanor.

SEC. 17. Section Eight Hundred and Seventy-nine (879) of the Code and all acts or parts of acts inconsistent with the provisions of this act are hereby repealed.

SEC. 18. This act, being deemed of immediate importance, shall take effect and be in force from and after passage and its publication in the Register and Leader and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

And when so amended that the bill do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Maben of Hancock, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 112, a bill for an act to pay sundry persons named in this bill for material and labor furnished by them in the erection of the Medical Hospital of the Iowa State University, erected in 1897, beg leave to report 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 re-referred to the Committee on Appropriations.

O. K. MABEN,  
*Chairman.*

Adopted, and the bill was so referred.

Doran of Boone, from the Committee on Labor, submitted the following report:

MR. SPEAKER—Your Committee on Labor, to whom was referred House File No. 322, a bill for an act to amend Section Seven Hundred Sixty-eight (768) of the Code, relating to vestibules on street cars for the protection of employes operating such cars, beg leave to report 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. R. DORAN,  
*Chairman.*

Adopted.

Drury of Sac, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred Senate File No. 107, a bill for an act to amend Section Twenty-five

Hundred Fifty-one (2551) of the Supplement of the Code, relative to the protection of game, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be reported out for indefinite postponement.

WILL DRUBY,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

#### RESOLUTIONS.

Sullivan of Polk presented the following resolution, and moved that the rule be suspended and the resolution adopted:

*Be It Resolved by the House, the Senate concurring,* That a committee of three be appointed by the Speaker of the House to co-operate with a similar committee to be appointed by the President of the Senate, to prepare and report appropriate resolutions respecting the life, character, and public services of Ex-Lieutenant Governor Frank T. Campbell, lately deceased.

Resolution adopted.

The Speaker appointed as such committee on the part of the House: Sullivan of Polk, Meredith of Cass, Sidey of Adair.

Offill of Jasper called up concurrent resolution relative to final adjournment on March 30, and moved its adoption.

Hambleton of Mahaska moved that the resolution lie upon the table.

Motion prevailed.

Sullivan of Polk presented the following resolution:

*Resolved by the House,* That the Chief Clerk be and is hereby instructed to procure 500 copies of the vest pocket size committee books, the previous supply being exhausted.

Rule suspended and the resolution adopted.

Conn of Butler moved that the Chief Clerk be authorized to order printed two hundred extra copies of House File No. 362 for general distribution.

Motion prevailed.

## INTRODUCTION OF BILLS.

By Bascom of Dickinson, House File No. 368, a bill for an act to authorize the construction of a lock canal between Spirit Lake and East Okoboji Lake in Dickinson county, Iowa.

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

By Dye of Decatur, House File No. 369, a bill for an act to provide for improving and maintaining public highways (additional to Chapter Sixty-two (62) of the laws of the Thirty-first General Assembly).

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

By Geneva of Keokuk, House File No. 370, a bill for an act relating to the taxation of mortgages and mortgaged real estate, other than corporation property.

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

By Hackler of Webster, House File No. 371, a bill for an act to confer jurisdiction over the gypsum mines of this State on the State Mine Inspectors and providing for the enforcement of Chapter Nine (9) of Title Twelve (12) of the Code, in reference thereto.

Read first and second time and referred to Committee on Mines and Mining.

By Meredith of Cass, House File No. 372, a bill for an act to aid in the acquisition of terminal facilities and power for interurban railway companies.

Read first and second time and referred to Committee on Railways and Commerce.

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

House File No. 50, a bill for an act relating to rates of fraternal beneficiary societies.

GEO. A. NEWMAN,  
*Secretary.*

**Also:**

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

Senate File No. 175, a bill for an act relating to superior courts.

GEO. A. NEWMAN,  
*Secretary.*

**SENATE MESSAGES CONSIDERED.**

Senate File No. 123, a bill for an act to amend Section Forty-Nine Hundred and Sixty-nine (4969) of the Code, providing for the punishment of cruelty to animals.

Read first and second time and referred to Committee on Animal Industry.

Substitute for Senate File No. 127, a bill for an act to amend Chapter One (1), Title Nine (9) of the Code, relating to corporations for pecuniary profit, and to provide a method for the approval of articles of incorporation.

Read first and second time and referred to Committee on Private Corporations.

Senate File No. 50, a bill for an act regulating the election or appointment of the directors or other persons by whom the affairs of corporations organized on the stock plan for transacting the business of life or fire insurance companies are to be conducted so as to secure proportionate representation to minority stockholders, and providing for the election of directors nominated by a minority of the stockholders (additional to Chapters One (1), Four (4), Six (6), Seven (7), Eight (8), of Title Nine (9) of the Code).

Read first and second time and referred to Committee on Private Corporations.

Senate File No. 228, a bill for an act authorizing the board of trustees of free public libraries to unite with any local county historical association for the preservation and protection of articles of a historical or educational nature gathered by such association, and to expend money for the proper care of such collections.

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

## CONSIDERATION OF BILLS.

On request of McElrath of Woodbury, unanimous consent having been given, House File No. 111, a bill for an act to define and punish lewd, immoral and lascivious acts, and to provide penalty for the same, with Senate amendments, was taken up and the amendments read and considered.

Mr. McElrath moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Kendall, Koontz, Kull, Lee, Lister, McDonald, McElrath, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Cassady, Clarke, Clary, Greenwood, Grier, Hanna, Inman, Jones, Kelley, Kellogg, Lowrey, McAllister, Mann, Schroeder, Sheldon, Sparks, Springer, Stewart, Van Houten, Webster—20.

So the House concurs.

On request of Harding of Woodbury, unanimous consent having been given, House File No. 164, a bill for an act to amend Section Seven Hundred (700) of the Supplement to the Code, relating to the licensing and regulation of keepers of intelligence or employment offices, with Senate amendments, was taken up and the amendments read and considered.

Mr. Harding moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Flugum, Geneva, Greenwood, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—92.

The nays were:

None.

Absent or not voting:

Cassady, Clarke, Clary, Fenn, Fox, Grier, Hackler, Hanna, Kelley, Lowrey, Meredith, Schroeder, Sheldon, Sparks, Stewart, White—16.

So the House concurs.

On request of Jones of Montgomery, unanimous consent having been given, House File No. 47, a bill for an act regulating disbursements of domestic life insurance companies, with Senate amendments, was taken up and the amendments read and considered.

Mr. Jones moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury,

Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—95.

The nays were:

None.

Absent or not voting:

Bergeson, Cassady, Clarke, Clary, Grier, Hanna, Harding, Lowrey, Schroeder, Sheldon, Sparks, Stewart, Stillman—13.

So the House concurs.

On motion of Marston of Cerro Gordo, Senate File No. 78, a bill for an act to provide for the examination and regulation of graduate nurses; also to regulate the practice of nursing by graduate nurses and to provide a penalty, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Hackler of Webster in the chair.

Lee of Emmet moved to amend Senate File No. 78 by striking from lines five and six, in Section Seven (7), of the bill as printed in the Journal, the words "the sum of one hundred dollars \$100) per annum and."

Amendment adopted.

Swift of Shelby moved to amend Senate File No. 78 by striking out the word and figure "twenty-three (23)" following the first "of" in line nine of Section Two (2) of the bill as printed in the Journal, and inserting in lieu thereof the word and figure "twenty (20)."

Amendment lost.

Earle of Allamakee moved to amend Senate File No. 78 by inserting the words "and places" after the word "times" in the

seventh line of Section Two (2) of the bill as printed in the Journal.

Amendment adopted.

Marston of Cerro Gordo moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Hackler, Hambleton, Hanna, Harding, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Schoenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Weeks, Welden, White, Wilson, Wolfe, Youde—77.

The nays were:

Anderson, Arney, Baird, Bergeson, Brandes, Calkins, Dow, Hanson, Hume, Kellogg, Lister, Maben, Miller of Bremer, Reitz, Ritter, Sparks, Swift—17.

Absent or not voting:

Cassady, Clarke, Clary, Dodds, Geneva, Grier, Harvey, Heles, Offill, Schroeder, Sheldon, Stewart, Webster, Mr. Speaker—14.

So the bill passed and the title was agreed to.

#### EXPLANATION OF VOTE.

MR. SPEAKER—The minimum age fixed by Senate File No. 78, at which persons may assume the duties of a trained nurse, is, in my opinion, entirely too high, and will tend to keep those who are naturally fitted for this profession from entering it. I therefore vote "No."

CURRAN F. SWIFT.

On motion of Sidey of Adair, Senate File No. 169, a bill for an act relating to State documents and publications, and amending Section One (1), Chapter Five (5) of the acts of the Thirtieth

General Assembly of the State of Iowa, with report of committee recommending passage, was taken up and considered.

Mr. Sidey moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Bixby, Dodds, Dye of Pottawattamie, Geneva, Hackler, Harding, Hume, Kelley, Kellogg, Koontz, Mason, Miller of Bremer, Miller of Dubuque, Paul, Ritter, Schoenenberger, Schulte, Sidey, Springer—19.

The nays were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, DeMar, Dewell, Doran, Drury, Dye of Decatur, Elliott, Feay, Feely, Fenn, Flugum, Fox, Greenwood, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Inman, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mercer, Meredith, Moore, Morris, Offill, Pierce, Price, Reaney, Reitz, Shaffer, Stillman, Swift, Teter, Van Houten, Welden, White, Wilson, Wolfe, Youde—63.

Absent or not voting:

Beery, Blackmore, Cassady, Clarke, Clary, Darrah, Dow, Dunn, Earle, Felt, Grier, Jewell, Jones, Lee, Nix, Schroeder, Sheldon, Smith, Sparks, Stewart, Stoltenberg, Sullivan, Swan, Webster, Weeks, Mr. Speaker—26.

So the bill having failed to receive a constitutional majority was declared to be lost.

On motion of Conn of Butler, House File No. 345, a bill for an act to amend Section One Thousand Seven Hundred and Forty-three (1743) of the Supplement to the Code, relative to the removal of goods and merchandise covered by insurance, was taken up and considered.

Speaker Kendall in the chair.

Harding of Woodbury moved to amend House File No. 345, by

inserting the words "and the comma following" after the word "removal" in the third line of Section One (1) of the original bill.

Amendment adopted.

Conn of Butler moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Fox, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Springer, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Youde, Mr. Speaker—81.

The nays were:

Doran, Feay, Geneva, Greenwood, McAllister, Marston, Sidey—7.

Absent or not voting:

Beery, Calkins, Cassady, Clarke, Clary, Darrah, Dunn, Grier, Hanna, Inman, Lowrey, Miller of Bremer, Offill, Price, Schroeder, Sheldon, Sparks, Stewart, Welden, Wolfe—20.

So the bill passed and the title was agreed to.

On motion of Schulte of Clayton, House File No. 67, a bill for an act to amend Section One Thousand Six Hundred and Seventy-five (1675) of the Supplement to the Code, relative to State aid for farmers' institute, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Stillman, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—89.

The nays were:

Corrie, Fenn, Teter—3.

Absent or not voting:

Balluff, Cassady, Clarke, Clary, Darrah, Dunn, Earle, Grier, Hickey, Lowrey, Miller of Bremer, Schroeder, Sheldon, Springer, Stewart, Stoltenberg—16.

So the bill passed and the title was agreed to.

On motion of Baird of Iowa, Senate File No. 184, a bill for an act to amend Section One Thousand Eight Hundred and Seventy-three (1873) of the Code, relating to publication of reports of banks, with report of committee recommending passage, was taken up and considered.

Mr. Baird moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Calkins, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye

of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Springer, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—93.

The nays were:

None.

Absent or not voting:

Balluff, Blackmore, Brandes, Cassady, Clarke, Clary, Darrah, Grier, Lowrey, Miller of Bremer, Schroeder, Sheldon, Smith, Sparks, Stewart—15.

So the bill passed and the title was agreed to.

On request of Sullivan of Polk, unanimous consent having been given, Senate File No. 192 was withdrawn from the Committee on Municipal Corporations and re-referred to the Committee on Labor.

On motion of Harding of Woodbury, the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

#### CONSIDERATION OF BILLS.

On motion of Koontz of Johnson, Senate File No. 25, a bill for an act to repeal Section Three (3) of Chapter One Hundred and One (101) of the laws of the Thirtieth General Assembly, and Sections One (1) and Two (2) of Chapter One Hundred and Thirteen (113) of the laws of the Thirty-first General Assembly, relative to establishing and maintaining a State Board of Health laboratory at Iowa City, and enacting in lieu thereof the following, with report of committee recommending passage as amended, was taken up and considered.

Jones of Montgomery moved the adoption of the amendments proposed by the Committee on Appropriations.

Amendment lost.

Teter of Marion moved to amend Senate File No. 25 by striking from the fourth and fifth lines of the printed bill the word "annually" and by striking out the words and figures "six thousand dollars (\$6,000)" in the fourth line of said bill and substituting in lieu thereof the words "twelve thousand."

Jones of Montgomery moved that the bill and proposed amendments be referred to the Committee on Judiciary.

Motion prevailed, and the bill was so referred.

On motion of Meredith of Cass, Senate File No. 195, a bill for an act amendatory of and additional to Section Nine Hundred and Twelve (912) of the Code, in relation to the issuance of certificates or bonds in anticipation of special taxes by towns, with report of committee recommending passage, was taken up and considered.

Mr. Meredith moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Calkins, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Kelley, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Springer, Stewart, Stillman, Stoltzenberg Sullivan, Swan, Swift, Teter, Van Houten, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Balluff, Blackmore, Cassady, Clarke, Clary, Conn, Cottrell, Feely, Fox, Inman, Jones, Kellogg, Lowrey, Maben, Mann, Moore, Price, Schroeder, Sheldon, Smith, Sparks, Webster, Weeks—23.

So the bill passed and the title was agreed to.

On motion of Meredith of Cass, House File No. 135, a bill for an act to amend Section Five Thousand and Forty (5040) of the Code, relating to a breach of the Sabbath, with report of committee recommending indefinite postponement and minority report recommending passage, was taken up and considered.

Mr. Meredith moved that the views of the minority be substituted for the report of the committee, demanding a roll call.

Demand for roll call seconded by Dow of Franklin.

On the question, "Shall the minority views be substituted?"

The yeas were:

Allred, Anderson, Arney, Baird, Bauman, Bergeson, Bixby, Blackmore, Corrie, Darrah, Doran, Dow, Duan, Dye of Decatur, Feay, Flugum, Fox, Geneva, Greenwood, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Lister, McAllister, Maben, Mann, Marston, Mason, Mercer, Meredith, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Shaffer, Sidey, Smith, Stewart, Stillman, Swan, Van Houten, Webster, Weeks, Wilson, Youde—55.

The nays were:

Bascom, Brandes, Calkins, Cottrell, DeMar, Dewell, Dodds, Dye of Pottawattamie, Earle, Elliott, Harding, Heles, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, McDonald, Miller of Bremer, Miller of Dubuque, Moore, Ritter, Schoenenberger, Schulte, Springer, Stoltenberg, Sullivan, Swift, Welden, White, Wolfe, Mr. Speaker—33.

Absent or not voting:

Balluff, Beery, Bonwell, Cassady, Clarke, Clary, Conn, Drury, Feely, Felt, Fenn, Grier, Hackler, Lowrey, McElrath, Reitz, Schroeder, Sheldon, Sparks, Teter—20.

So the minority views are substituted for the report of the committee.

## EXPLANATION OF VOTE.

I vote "aye" upon the roll call, notwithstanding the fact I moved the adoption of the report of the Committee on Judiciary, which was done in my official capacity and for the committee, and as the chairman thereof, and in order to bring the matter before the House.

E. W. WEEKS,

Meredith of Cass moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

Moore of Linn objected to the suspension of the rule and a division was called for on the question of considering the bill engrossed.

Those voting "aye" were 49; those voting "nay" were 31.

So the motion to suspend the rule was lost.

Meredith of Cass moved that House File No. 135 be ordered engrossed.

Motion prevailed.

On motion of Lee of Emmet, Senate File No. 38, a bill for an act prohibiting any corporation doing business within the State or any officer, agent or representative thereof acting for such corporation, from giving or contributing any money, property, labor or thing of value, to any member of any political committee, party or employe thereof, or to any candidate for any office, campaign expenses or political purpose whatsoever, and prohibiting any member of any political committee, party or employe thereof, or any candidate for any office from soliciting, requesting or knowingly receiving any such contribution from any corporation for campaign expenses or political purpose whatsoever, and providing a penalty for the violation thereof, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Offill of Jasper moved to amend Senate File No. 38 by inserting the word "railroad" after the word "any" in the first line of Section One (1), also after the word "any" in the third line of Section Two (2) the word "railroad."

Also in the first line of Section Three (3) after the word "any" insert the word "railroad."

Also insert after the word "such" in the fourth line of Section Two (2) the word "railroad."

Also strike out the word "of" in the third line of Section Two (2) and insert the word "or" in lieu thereof.

Amendment lost.

Swift of Shelby moved to amend Senate File No. 38 by adding at the end of Section One (1) the following: "provided the consideration and discussion herein contemplated be confined exclusively to the candidates of the republican party.

Amendment lost.

Lee of Emmet moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Darrah, DeMar, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hambleton, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lister, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—85.

The nays were:

Baird, Blackmore, Cottrell, Dewell, Dodds, Koontz, Lowrey, Ofill, Swift—9.

Absent or not voting:

Balluff, Beery, Cassady, Clarke, Clary, Feely, Greenwood, Hanna, Harding, Kellogg, McElrath, Schroeder, Sheldon, Sullivan—14.

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE.

MR. SPEAKER—I voted "no" on Senate File No. 38 for the reason that I believe that in its present form it will be impossible to secure a conviction, and the only result of its enactment will be to increase costs.

J. C. COTTRELL.

INTRODUCTION OF BILLS.

By Teter of Marion, House File No. 373, a bill for an act defining desertion, providing punishment therefor, and permitting a husband to be a witness in such cases.

Read first and second time and passed on file.

A BILL for an act defining desertion, providing punishment therefor, and permitting a husband to be a witness in such cases.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. Every person who shall, without good cause, wilfully neglect or refuse to maintain or provide for her husband, he being in a destitute or necessitous condition, and she being financially able so to maintain or provide for such husband, shall be deemed guilty of desertion and upon conviction shall be punished by imprisonment in the penitentiary for not more than one year, or by imprisonment in the county jail for not more than six months.

SEC. 2. In all prosecutions under this act, the husband shall be a competent witness for the State, and may testify to any relevant acts or communications between him and his wife, anything in previous statutes to the contrary notwithstanding; provided, however, that no husband shall be called or compelled to testify against the wife under this act except upon consent of such witness.

SEC. 3. If, after arrest and before trial, or after conviction and before sentence, the party so arrested or convicted shall appear before the court in which the case is pending or the conviction has, and enter into a bond to the State of Iowa in a sum to be fixed by the court, which in no event shall exceed the sum of One Thousand Dollars, with or without sureties, as may be determined by the court, conditioned that such wife will furnish said husband with a necessary and proper home, food, care, and clothing, and said court may release the defendant. Said bond shall remain in force so long as the court deems the same necessary, and whenever it shall appear to the court by affidavit or otherwise, that such wife is in good faith furnishing her husband with the necessary and proper home, food, care, and clothing, the court may annul said bond.

SEC. 4. Upon failure of said wife to comply with her undertaking, she may be arrested by the sheriff or other officer upon a warrant issued from the court in which the case is pending or the conviction had, and the court may thereupon order a forfeiture of the undertaking and

that the defendant be tried or committed in execution of the sentence, for good cause shown may release the defendant upon a new undertaking.

Sec. 5. Proof of the desertion of the husband in destitute or necessary circumstances, or of the neglect to furnish such husband necessary or proper food, clothing, or shelter, shall be prima facie evidence that such desertion or neglect was wilful.

Sec. 6. All acts or parts of acts in conflict herewith are hereby repealed or amended as the case may be, so as to make this act effective.

By Dye of Pottawattamie, House File No. 374, a bill for an act to provide a uniform system of books, blanks, records, vouchers, etc., for use of county auditors, county treasurers and clerks of the district court.

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

By Holmes of Kossuth, House File No. 375, a bill for an act to regulate the charges of sleeping cars on all railroads in this State, and to provide penalties for the violation thereof.

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

By Wolfe of Clinton, House File No. 376, a bill for an act to amend Section Four Hundred and Twenty-two (422) of the Code, relative to the powers of the Boards of Supervisors.

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

By Miller of Bremer, House File No. 377, a bill for an act to provide for the levy of a special tax of one-half of a mill on the dollar upon the assessed value of the taxable property of the State for the aid of certain public schools thereof.

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

By Arney of Marshall, House File No. 378, a bill for an act in regard to admission to the Soldiers' Home and payment for support by members.

Read first and second time and referred to Committee on Military Affairs.

By Grier of Poweshiek, House File No. 379, a bill for an act to prohibit common carriers of passengers from issuing, furnishing or giving free tickets, free passes, free transportation or discriminating reduced rates, except to certain described persons; to prohibit the acceptance or use of such free tickets, free passes, free transportation or discriminating reduced rates by any except certain described persons; providing a penalty for the violation of the act, also for annual reports and for the repeal of Chapter Ninety (90), laws of the Thirty-first General Assembly.

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

By Wilson of Tama, House File No. 380, a bill for an act to legalize the incorporation of the town of Garwin, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the officials of said town while acting as such.

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

On motion of McAllister of Linn, House File No. 353, Calendar No. 192, was referred to the Committee on Appropriations.

On motion of Moore of Linn the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 8, A. D. 1907.

House met pursuant to adjournment.

Speaker Pro Tempore Hambleton in the chair.

Prayer was offered by the Rev. Nathan Evans of Chariton.

Journal of Thursday, March 7th, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Reaney of Louisa presented remonstrance of citizens of Louisa county, opposing House File No. 224 and Senate File No. 170.

Referred to Committee on Fish and Game.

Weeks of Guthrie presented petition of citizens of Guthrie county relative to State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Shaffer of Fayette presented remonstrance of International Association of Machinists of Oelwein opposing Senate File No. 92 and House File No. 160.

Referred to Committee on Printing.

Reitz of Lee presented petition of Locomotive Engineers of Fort Madison relative to House File No. 299 and Senate File No. 236; also House File No. 132 and Senate File No. 86.

Referred to Committee on Railroads and Commerce.

Mason of Lee presented petition of Locomotive Engineers of Fort Madison relative to House File No. 299 and Senate File No. 236; also House File No. 132 and Senate File No. 86.

Referred to Committee on Railroads and Commerce.

Fox of Dallas presented petition of residents and citizens of Dallas county relative to the establishment of Superior Courts.

Referred to Committee on Judiciary.

REPORTS OF COMMITTEES.

Teter of Marion, from the Committee on Ways and Means, submitted the following reports:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 202, a bill for an act to amend Section Thirteen Hundred Four (1304) of the Code, relating to exemptions from taxation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out all of Section One (1) of the original bill and by substituting in lieu thereof the following: That Section Thirteen Hundred and Four (1304) of the Code be and the same is hereby amended by adding after the semicolon following the word, "Incorporation" in the last line of Paragraph Two (2) of said section, the following: Provided, however, that real estate owned by an educational institution as part of its endowment fund, shall not be taxed; and when so amended that the bill do pass.

L. D. TETER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 302, a bill for an act to amend Sections Two (2), Four (4), and Five (5) of Chapter Fifty-three (53) of the Acts of the Thirtieth General Assembly, in regard to motor vehicles, beg leave to report 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 the word and figures "ten (10)" in the fifth line of Section One (1), and inserting in lieu thereof the word "two," and also by striking out the word and figures "twenty-five (25)" in the seventeenth line of Section Three (3), and inserting in lieu thereof the word, "ten," and when so amended that the bill do pass.

L. D. TETER,  
*Chairman.*

Adopted.

Meredith of Cass, from the Committee on Railroads and Commerce, submitted the following reports:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 379, a bill for an act to prohibit common carriers of passengers from issuing, furnishing or giving free tickets, free passes, free transportation or discriminating reduced rates except to

certain described persons; to prohibit acceptance or use of such free tickets, free passes, free transportation or discriminating reduced rates by any except certain described persons; providing a penalty for violation of the act, also for annual reports and for repeal of Chapter Ninety (90), laws of the Thirty-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 amended by inserting between the word "fruit" and the semicolon, in Division "I" of Section Two (2) the words, "including return transportation to forwarding station," and when so amended that the bill do pass.

C. A. MEREDITH,

*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 318, a bill for an act providing for reports and investigations of accidents on railways, beg leave to report 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.

C. A. MEREDITH,

*Chairman.*

Passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 180, a bill for an act entitled an act to regulate demurrage and storage charges and to prevent delays in furnishing cars and in the transportation and delivery by railroads of freight other than live stock, beg leave to report 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 the following substitute amendment:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 180.

A BILL for an act entitled an act to regulate demurrage and storage charges and to prevent delays in furnishing cars and in the transportation and delivery by railroads of freight other than live stock and providing penalties for violation thereof.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. It shall be the duty of every railroad company operating a line of railroad, wholly or partly within this State, for the transportation of freight, upon written application of any shipper to its station agent or other agent in charge of transportation of freight for a car or cars to be loaded with freight other than live stock, stating the character of the freight and its final destination, to furnish said car or cars within three days from seven o'clock a.m. of the day following such application. Provided, that if the application be for five cars or more, the carrier shall have ten full days in which to supply the cars.

For failure to comply with this section said company shall forfeit and pay to the shipper applying for said car or cars the sum of one dollar (\$1.00) per car per day or fraction of a day's delay after free time, as liquidated damages, together with all damages said applicant may sustain thereby.

SEC. 2. If a car or cars be wanted on a certain date or dates, the date or dates shall be specified in the order. At the time of giving the written order for a car or cars the shipper shall deposit with the railroad corporation five dollars (\$5.00) for each car ordered; a receipt shall be given to the shipper for such deposit, and when the bill of lading is issued the agent of the railroad corporation who issues the bill of lading shall return to the shipper the five dollars (\$5.00) per car so deposited, and the shipper shall surrender the receipt which has been given to him therefor. If a car or cars are ordered and are furnished by the railroad corporation within the time herein specified, but are not loaded by the shipper who gave the order, then in such case the five dollars (\$5.00) per car which has been deposited with the railroad corporation shall be forfeited to such railroad corporation; but if such shipper be prevented from loading such car or cars by unavoidable circumstances, then in such case the five dollars (\$5.00) so deposited shall not be forfeited.

SEC. 3. When such order specifies a certain future day when such car or cars are required to be delivered, the time between the giving of such order and the certain future day being not less than the time specified in this act for the delivery of the number of cars ordered, the railroad corporation shall deliver the number of cars required by the order on the date specified therein. All cars ordered to be delivered on the same day, or which under the provisions of this act are due to be delivered on the same day, at the same station by one shipper shall constitute one order. Time as specified in this act shall be computed from seven o'clock a.m. of the next day after such order has been given to such railroad corporation. In computing time under this act Sundays and legal holidays shall be excluded.

SEC. 4. When cars are delivered by a railroad corporation in response to the written order of a shipper, as provided in this act, but at a date later than is required by this act, if in that case cars are delivered to the shipper in greater number than he has capacity to load within forty-eight hours, such shipper shall be entitled to a loading time of forty-eight hours for each separate order previously made.

SEC. 5. When such freight in carloads is tendered to said station agent and correct shipping instructions given, it shall be the duty of said company to immediately receive the same for shipment, and issue bills of lading therefor, and when said shipments have been received, they must be carried forward at the rate of not less than sixty miles per day of twenty-four hours, computing from seven o'clock a.m. of the day following receipt of same, and for failure to receive and transport such shipments within the time herein prescribed said company shall forfeit and pay to the consignee the sum of one dollar (\$1.00) per car per day or fraction thereof, on all carload freight; providing that in computing the time of freight in transit there shall be allowed twenty-

four hours at each point where transferring from one railroad to another is involved.

SEC. 6. Such railroad companies shall within twenty-four hours of arrival of shipments give written notice by mail or otherwise to consignees of the arrival of shipments together with the amount of freight charges due thereon, and when goods or freight in carload lots arrive, such notice shall contain the number and initials of the car or cars, and if transferred in transit the number and initial of the car or cars in which originally shipped.

Any railroad company failing to give such notice shall forfeit and pay to the consignee or other parties whose interest is affected the sum of one dollar (\$1.00) per day or fraction of a day's delay per car on all carload shipments after the expiration of said twenty-four hours, as liquidated damages, and in addition to said liquidated damages, all other damages sustained thereby.

SEC. 7. Railroad companies shall place loaded cars at a convenient point for unloading before seven o'clock a.m. of the day following the arrival of the same.

The railroad company shall forfeit and pay the shipper or consignee one dollar (\$1.00) per car per day for each day or fraction thereof such delivery is delayed, as liquidated damages, and all actual damages sustained thereby; provided that the delivery of cars to private tracks shall be considered to have been made either when such cars have been placed on the tracks designated, or if such tracks be full of loaded or unreleased empty cars when the road offering the cars would have made the delivery had the condition of such tracks permitted.

SEC. 8. Whenever by reason of any accidental or unavoidable cause which can not reasonably be provided against by the use of reasonable foresight and diligence, any such railroad company fails to so furnish and move cars, and uses all reasonable diligence to do so promptly after the happening of such accidental or unavoidable cause, it shall not as to such failure in such case, be liable to the penalties herein prescribed.

SEC. 9. Shippers or consignees on whose order a car or cars have been placed for loading or unloading shall have forty-eight hours for loading or unloading such cars, computing time from seven o'clock a.m. of the day after such car or cars have been placed subject to such orders, and thereafter unless the delay in loading or unloading was unavoidable, a demurrage charge of not more than one dollar (\$1.00) per car per day or fraction of a day may be assessed and collected on all such cars respectively as have not been tendered to the railroad company with shipping instructions for loaded cars within free time; provided, however, should such shipper or consignee fail to begin loading within forty-eight hours, the railroad company may consider the empty car or cars released.

SEC. 10. When the consignee or his agent is personally served with notice of the arrival of freight at or before five o'clock p.m. of any day, free time shall begin at seven o'clock a.m. of the day after such notice has been given. When such notice is given by mail twenty-four hours additional free time shall be allowed; provided, however, that when consignor has shipped goods consigned to order but has expressed in his

bills of lading or shipping directions the name of the person at destination whom to notify, it shall be the duty of the railroad company to give such notice to such party in the same manner as if the shipment had been made directly to him.

SEC. 11. If any person shall be found guilty of ordering cars without intent to use but for the purpose of collecting demurrage he shall be deemed guilty of a misdemeanor and shall be fined not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00), or may be imprisoned not to exceed six months in the county jail.

SEC. 12. It shall be the duty of every railroad corporation operating within the State of Iowa to make at the end of each month a detailed report of all penalties paid and collected as demurrage during the previous month; this report shall be filed with the Board of Railroad Commissioners at their office in Des Moines, Iowa.

SEC. 13. When suit is brought to collect any of the damages, forfeitures or demurrage charges provided for in this act, said suit may be brought in any court in this State having jurisdiction of the subject matter and parties under the then existing cause; and if the plaintiff therein recover judgment such plaintiff shall also recover a reasonable attorney's fee for bringing such suit, to be taxed on motion, and paid as other costs by defendant in such suit.

SEC. 14. In any such suit, instead of bringing suit individually, two or more persons having causes of action arising under this act may file their claims with the county attorney of any county in which the defendant operates its railway, and the said county attorney may thereupon bring a suit in the name of the State of Iowa, combining all claims so filed for the use of said claimants and shall prosecute said suit without expense to the State and distribute the proceeds thereof according to the judgment that may be entered. In any such suit the burden of proof shall be upon the defendant to prove if the fact he initial that the failure to furnish cars or to move same at specified speed as herein provided was prevented by unavoidable cause or causes, as provided in Section 7.

SEC. 15. When such suit is brought, in case judgment is rendered for the plaintiff, then the county attorney shall receive fees as provided in Section 13; when judgment is rendered for the defendant, then plaintiff or plaintiffs shall be assessed for attorney's fees and all costs that may accrue.

And when so amended that the bill do pass.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Holmes of Kossuth, from the Committee on Penitentiaries, submitted the following reports:

MR. SPEAKER—Your Committee on Penitentiaries, to whom was referred House File No. 124, a bill for an act to establish an industrial reformatory for females, to make appropriations therefor and to provide for the transfer of inmates to and from the industrial school for girls, beg leave to report 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 favorably reported to the House for passage and referred to the Committee on Appropriations.

O. H. HOLMES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Penitentiaries, to whom was referred House File No. 352, a bill for an act to grant officers and guards at the penitentiaries at Anamosa and Fort Madison an annual vacation of fifteen (15) days with pay, beg leave to report 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.

O. H. HOLMES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Penitentiaries, to whom was referred House File No. 196, a bill for an act to revise the law relating to the sentence and commitment of persons convicted of crime, and providing for a system of reform and parole and to create the necessary officers therefor, defining their powers and duties, and to fix their compensation, and appropriating the money necessary to carry the same into effect, and to repeal all acts and parts of acts in conflict therewith, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out the word "thirty" in the second line of Section Two (2) and inserting in lieu thereof the word "twenty-five," and also amended by striking out the word "thirty" in the second line of Section Four and One-half (4½) and inserting in lieu thereof the word "twenty-five," and when so amended that the bill do pass.

O. H. HOLMES,  
*Chairman.*

Adopted.

Speaker Kendall in the chair.

Paul of Jones moved that House File No. 196 be re-referred to the Committee on Judiciary.

Motion prevailed and the bill was so referred.

## INTRODUCTION OF BILLS.

By Teter of Marion, House File No. 381, a bill for an act requiring common carriers of passengers to file with the Executive Council a sworn statement of the names of persons receiving free tickets, free passes, or free or discriminating reduced rates, and such other information as may be required, together with the amounts that would have been received had such transportation been paid for at the regular rates, and providing a penalty for failure to file such statement or to furnish such information.

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

By White of Story, House file No. 382, a bill for an act to amend Section Twenty-eight Hundred Three (2803) of the Code, relative to the payment of tuition by a school corporation.

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

By Feay of Lyon, House File No. 383, a bill for an act to compel railway companies to build bridges on their right of way.

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

By Fox of Dallas (by request), House File No. 384, a bill for an act to legalize the acts done and the ordinances passed by the town council of Dexter, Dallas county, Iowa.

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

By Lee of Emmet, House File No. 385, a bill for an act to amend Section Two Thousand Twenty-two (2022) of the Code, relating to cattle guards at private crossings of railways.

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

By Teter of Marion, House File No. 386, a bill for an act to amend the law as it appears in Section Two Thousand Seventy-seven-a (2077-a) of the Supplement to the Code, requiring railway companies to keep posted bulletins of the arrival and departure of trains carrying passengers, and to notify telephone exchanges of the contents of such bulletins.

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

By Committee on Railroads and Commerce, House File No. 387:

A BILL for an act relating to certain powers to be exercised by the stockholders and directors of railway and other public service corporations heretofore or hereafter organized under the laws of this State, and defining quorums at their meetings, and providing for the election of directors nominated by a minority of the stockholders, and providing for notice of special directors' meetings, being an act amendatory to Chapter 1, Title IX of the Code.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. The provisions of this act shall apply to all railway and other public service corporations which have been heretofore or which may be hereafter organized under the laws of this State, notwithstanding any provisions to the contrary contained in the articles of incorporation of any such corporations.

SEC. 2. A majority of the outstanding capital stock of every such corporation shall constitute a quorum at all meetings of its stockholders, regular and special. The power vested in the stockholders of every such corporation to elect its directors shall be exercised through the vote of a majority of the stock present at any legal meeting of the stockholders, at which a quorum is present, held for that purpose.

SEC. 3. At all meetings of the board of directors of every such corporation, a majority of the board shall constitute a quorum; and at any legal meeting of said board, at which a quorum is present, whether a regular meeting or a duly convened special meeting, a majority of the members of the board present shall have, and shall be authorized to exercise, all powers vested in the board. At least five (5) days' notice of each special meeting of the board of directors shall be given each director either personally or by mailing him said notice in a registered letter addressed to his last known address.

SEC. 4. From and after the taking effect of this act the holder or holders, jointly or severally, of not less than one-fifth but less than a majority of the shares of capital stock of every such corporation, shall be entitled to nominate directors to be elected or appointed, as the case may be, as hereinafter provided. In the event such nominations shall be made, there shall be elected or appointed to the extent that the total number to be elected or appointed is divisible, such proportionate number from the persons so nominated as the shares of stock held by persons making such nominations bears to the whole number of shares issued; provided the holder or holders of the minority shares of stock shall only be entitled to one-fifth (disregarding fractions) of the total number of directors to be elected for each one-fifth of the entire capital stock of such corporation so held by them; and, provided further, that this act shall not be construed to prevent the holders of a majority of the stock of any such corporation from electing the majority of its directors. Vacancies occurring from time to time shall be filled so as to preserve and secure to such minority and majority stockholders proportionate representation as above provided.

SEC. 5. Nothing in this act shall affect any present or pending litigation.

SEC. 6. This act, being deemed of immediate importance, shall take effect and be in force from and after the date of its publication in the Register and Leader and in the Des Moines Daily Capital, newspapers published in the city of Des Moines, Iowa.

With report of committee recommending passage.

Read first and second time and passed on file.

By Committee on Railroads and Commerce, House File No. 388:

A BILL for an act relating to railway corporations owning or operating terminal railways in this State and requiring every such corporation to lease terminal facilities to, and perform terminal services for, all other railways desiring the same on such terms as shall be agreed on or fixed by arbitration.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That every railway corporation owning or operating a terminal railway in this State, and furnishing and performing terminal service for other railways, shall lease terminal facilities to and perform services for all other railways desiring the same, for reasonable compensation therefor to be paid to such terminal railway; and if such railways are unable to agree upon the terms and conditions upon which such facilities shall be leased, and such services furnished, and upon such compensation, then the entire matter shall be submitted to arbitration as follows:

The said railway company so desiring to use said terminal property and facilities shall choose an arbitrator skilled in such subject and shall give notice in writing of such selection to the terminal railway company in question. Thereupon, and within twenty (20) days, said last named company shall choose an arbitrator likewise skilled, and give written notice thereof to such first named company. The third arbitrator shall be the then chairman of the board of railroad commissioners of the State of Iowa, and the whole matter shall be submitted to said three arbitrators within thirty (30) days after the board is completed. The decision of the board shall be by a majority thereof and shall be in writing, and if within twenty (20) days after such decision is announced such railway company so desiring to use such terminal facilities and property shall give to the terminal company in question notice in writing that it accepts and will abide by the decision, then and in that case the terminal company in question shall accept the same and abide thereby and it shall constitute the agreement between said companies unless substituted by one voluntarily entered into.

SEC. 2. Nothing in this act shall affect any present or pending litigation.

SEC. 3. This act, being deemed of immediate importance, shall take effect from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published at Des Moines, Iowa.

With report of committee recommending passage.

Read first and second time and passed on file.

By Earle of Allamakee, House File No. 389, a bill for an act amendatory of and additional to Chapter Fifteen (15) of the Code and Supplement to the Code, relative to the care and propagation of fish.

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

Grier of Poweshiek moved that House File No. 379 be made a special order for next Tuesday morning at 10:30 o'clock, and that the bill, with committee amendments, be printed in the Journal.

Motion prevailed.

HOUSE FILE NO. 379.

A BILL for an act to prohibit common carriers of passengers from issuing, furnishing or giving free tickets, free passes, free transportation or discriminating reduced rates, except to certain described persons; to prohibit the acceptance or use of such free tickets, free passes, free transportation or discriminating reduced rates by any except certain described persons; providing a penalty for the violation of the act, also for annual reports and for the repeal of Chapter Ninety (90), laws of the Thirty-first General Assembly.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. No common carrier of passengers shall, directly or indirectly, issue, furnish or give any free ticket, free pass or free transportation for the carriage or passage of any person within this State except as permitted in the second section hereof. Nor shall any common carrier, in the sale of tickets for transportation at reduced rates, discriminate between persons purchasing the same, except the persons described in the second section of this act. Nor shall any person accept or use any free ticket, free pass or free transportation except the persons described in said section. The words "free ticket," "free pass," "free transportation," as used in this act shall include any ticket, pass, contract, permit or transportation issued, furnished or given to any person, by any common carrier of passengers, for carriage or passage, for any other consideration than money paid in the usual way at the rate, fare or charge open to all who desire to purchase.

SEC. 2. The persons to whom free tickets, free passes, free transportation and discriminating reduced rates may be issued, furnished or given are the following, to-wit: (a) The officers, agents, employes, attorneys, physicians and surgeons of such common carriers of passengers and the families of such officers, agents, employes, attorneys, physicians and surgeons, provided, that no person shall be held to be such officer, agent, employe, attorney, physician or surgeon unless his time is wholly devoted to the service of such common carrier of passengers; (b) superannuated and pensioned employes and members of their families; (c) widows of employes; (d) employes crippled and disabled in the service

of a common carrier of passengers; (e) policemen and firemen of any city in uniform within the limits of such city; (f) ministers of religion, traveling secretaries of railroad Young Men's Christian Association, inmates of hospitals and charitable and eleemosynary institutions, and persons exclusively engaged in charitable and eleemosynary work; (g) indigent, destitute and homeless persons, while being transported by charitable societies or hospitals and the necessary agents employed in such transportation; (h) inmates of homes for the reform or rescue of the vicious or unfortunate, including those about to enter, and those returning home after discharge, and boards of managers, including officers and superintendents of such homes; (i) necessary caretakers of live stock, poultry, vegetables and fruit; (j) employes on sleeping cars, express cars, and linemen of telegraph and telephone companies, railway mail service employes, postoffice inspectors, customs inspectors and immigration inspectors; (k) newsboys on trains, baggage agents, witnesses summoned by such common carrier in any legal investigation in which it is interested; (l) persons injured in wrecks and physicians and nurses attending such persons; (m) passengers traveling with the object of providing relief in cases of railroad accident, general epidemic, pestilence, or other calamitous visitation.

SEC. 3. No person within the purview of this act shall be privileged from testifying in relation to anything herein prohibited, but no person having so testified shall be liable to any prosecution or punishment for any offense concerning which he was required to give his testimony.

SEC. 4. Any common carrier, its officer, agent or representative, violating any of the provisions of this act shall be fined in a sum not less than One Hundred Dollars (\$100.00) and not more than One Thousand Dollars (\$1,000.00) for each offense, and the officer, agent, employe or representative guilty of such violation shall, in addition to the fine, be imprisoned in the county jail for not less than thirty (30) and not more than ninety (90) days; and any person other than the persons excepted in the second section of this act, who accepts or uses any free ticket, free pass or free transportation for carriage or passage within this State shall be subject to a like penalty.

SEC. 5. Every common carrier of passengers within the provisions of this act shall, on or before the first day of February of each year, file with the Executive Council of the State of Iowa, a sworn statement showing the names of all persons to whom, during the preceding calendar year, it issued, furnished or gave a free ticket, free pass, free transportation or a discriminating reduced rate within this State; and disclosing such further information as will enable the Council to determine whether the person to whom it was issued was within the exception of this act.

SEC. 6. When this act takes effect, it shall repeal Chapter Ninety (90), Laws of the Thirty-first General Assembly, and all acts and parts of acts inconsistent with this act.

COMMITTEE AMENDMENT TO HOUSE FILE NO. 379.

The Committee on Railroads and Commerce recommends that House File No. 379 be amended as follows: By inserting between the word "fruit" and the semicolon in Division (d), Section Two (2), the words "including return transportation to forwarding station."

## MESSAGES FROM THE SENATE.

The following messages were 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. 215, a bill for an act relating to Board of Police and Fire Commissioners in certain cities under special charter.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate file No. 78, a bill for an act relating to examination and regulation of graduate nurses and providing a penalty for violation thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 157, a bill for an act to amend Section Fifteen (15), Chapter One Hundred Twenty-two (122), laws of the Thirty-first General Assembly.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 158, a bill for an act relative to the powers and duties of the State Educational Board of Examiners.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 217, a bill for an act providing for furnishing the Educational Board of Examiners with supplies and printing.

GEO. A. NEWMAN,  
*Secretary.*

## CONSIDERATION OF BILLS.

On motion of Brandes of Pottawattamie, Senate substitute for House File No. 42, a bill for an act to repeal Section Four Hundred and Twelve (412) of the Code, and to enact a substitute therefor, relating to the time of holding meetings of the board of supervisors, was taken up and considered.

Mr. Brandes moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Bergeson, Blackmore, Bonwell, Calkins, Dow, Dye of Pottawattamie, Earle, Flugum, Greenwood, Hackler, Hanson, Harding, Harvey, Holmes, Morris, Reitz, Springer, Swift, Wolfe, Youde—20.

The nays were:

Allred, Arney, Bascom, Bauman, Beery, Bixby, Brandes, Conn, Corrie, Darrah, Dodds, Doran, Drury, Dunn, Dye of Decatur, Elliott, Feay, Feely, Felt, Fenn, Geneva, Grier, Hambleton, Hickey, Hume, Inman, Jewell, Kelley, Kellogg, Koontz, Kull, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Offill, Paul, Pierce, Price, Reaney, Ritter, Schulte, Sidey, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Mr. Speaker—66.

Absent or not voting:

Anderson, Baird, Balluff, Cassady, Clarke, Clary, Cottrell, DeMar, Dewell, Fox, Hanna, Heles, Jones, Kendall, Lee, McDonald, Schoenenberger, Schroeder, Shaffer, Sheldon, Smith, Sparks—22.

So the House refuses to concur in the Senate amendment.

On motion of Maben of Hancock, House File No. 168, a bill for an act to amend the law as it appears in Section Sixty-five (65) of the Supplement to the Code and to amend Sections Eighty-eight (88), Ninety-nine (99) and One Hundred Sixteen (116) of the Code, relating to the compensation of the Secretary to the Governor, the Deputy Secretary of State, the Deputy Auditor of State and the Deputy Treasurer of State, with report of committee recom-

mending passage as amended, was taken up, considered, and the committee amendments adopted.

Stillman of Greene moved to amend House File No. 168 as follows:

By substituting the words "eighteen hundred" for the words "two thousand" in line three of Section One (1) of the printed bill; by substituting the words "eighteen hundred" for the words "two thousand" in line two of Section Two (2); by substituting the words "eighteen hundred" for the words "two thousand" in line two of Section Three (3); by substituting the words "eighteen hundred" for the words "two thousand" in lines two and three of Section Four (4).

Amendments lost.

Maben of Hancock moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Conn, Corrie, Darrah, Doran, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Felt, Fox, Grier, Hackler, Hambleton, Hanson, Harding, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Koontz, Lee, Lister, Maben, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Reaney, Sidey, Smith, Springer, Stoltenberg, Sullivan, Swan, Weeks, Welton, White, Wilson, Mr. Speaker—57.

The nays were:

Anderson, Arney, Baird, Bonwell, Calkins, Cottrell, DeMar, Dodds, Drury, Feay, Fenn, Flugum, Geneva, Greenwood, Harvey, Heles, Hickey, Jewell, Kendall, Kull, McAllister, McDonald, McElrath, Mann, Miller of Bremer, Offill, Pierce, Price, Reitz, Ritter, Schoenberger, Schulte, Stewart, Stillman, Swift, Van Houten, Webster, Youde—38.

Absent or not voting:

Cassady, Clarke, Clary, Dewell, Dunn, Elliott, Lowrey, Schroeder, Shaffer, Sheldon, Sparks, Teter, Wolfe—13.

So the bill passed.

Lee of Emmet moved to amend the title of House File No. 168

by inserting a comma after the figures "99" in line three and adding thereafter the words and figures "twenty-six hundred twenty-seven (2627)," and by inserting a comma after the word "state" in the last line and adding thereafter the following: "the Deputy Superintendent of Public Instruction."

Amendment adopted, and title, as amended, agreed to.

On motion of Teter of Marion, House File No. 212, a bill for an act providing for the examining and firing of shots in mines where shooting and blasting is done (additional to Chapter Nine (9) of Title Twelve (12) of the Supplement to the Code), and to repeal Section Twenty-four Hundred Ninety-five-b (2495-b) of the Supplement to the Code, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Kull, Lee, Lowrey, McAllister, McDonald, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Youde, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Arney, Balluff, Cassady, Clarke, Clary, Dewell, Dows, Earle, Elliott, Felt, Fenn, Fox, Harvey, Holmes, Jones, Koontz, Lister, McElrath, Marston, Miller of Bremer, Moore, Schroeder, Shaffer, Sheldon, Springer, Weeks, Wolfe—27.

So the bill passed and the title was agreed to.

On motion of Geneva of Keokuk, House File No. 253, a bill for an act to exempt from taxation farmers' rural mutual telephone lines so long as no dividends or profits are derived therefrom and amending Section Thirteen Hundred and Four (1304), Paragraph One (1) of the Supplement to the Code and Section Thirteen Hundred and Twenty-eight (1328) of the Code, was taken up, and considered.

McAllister of Linn moved to amend House File No. 253 by striking out the word "mutual" in the third line of Section One (1), as printed in the Journal, and by striking out the word "mutual" in the third line of Section Two (2), as printed in the Journal.

Amendments adopted.

Paul of Jones moved to amend House File No. 253 by adding to Section One (1), as printed in the Journal, preceding the final period of the section, the words "or charging toll," and by adding to Section Two (2), preceding the final period, the words "or charging toll."

Amendments adopted.

Corrie of Ida moved to amend House File No. 253 by adding to Section One (1), as printed in the Journal, preceding the final period, the words "or connected with lines that do."

Amendment lost.

Geneva of Keokuk moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Dye of Decatur, Earle, Feay, Fenn, Flugum, Geneva, Grier, Kellogg, Kull, Lister, McAllister, McElrath, Maben, Mann, Miller of Bremer, Moore, Nix, Paul, Pierce, Reitz, Schoenenberger, Schulte, Shaffer, Smith, Sparks, Stewart, Stillman, Swan, Swift, Van Houten, Webster, Weeks, White, Youde—53.

The nays were :

Balluff, Bascom, Bergeson, Corrie, Dodds, Drury, Dunn, Dye of Pottawattamie, Feely, Fox, Greenwood, Hackler, Hanna, Hanson, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Lowrey, McDonald, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Price, Reaney, Ritter, Sidey, Stoltenberg, Sullivan, Teter, Welden, Wilson, Wolfe, Mr. Speaker—41.

Absent or not voting :

Cassady, Clarke, Clary, Elliott, Felt, Hambleton, Harding, Harvey, Koontz, Lee, Ofill, Schroeder, Sheldon, Springer—14.

So the bill having failed to receive a constitutional majority was declared lost.

#### MOTION TO RECONSIDER.

The following motion to reconsider was filed :

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 169 failed to pass the House and by which it passed to its third reading.

GEORGE C. WHITE.

I second the motion.

ERNEST R. MOORE.

On motion of Baird of Iowa, the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Bixby of Delaware called up motion filed on February 26 to reconsider the vote by which House File No. 260 passed the House and passed to its third reading.

The vote being taken, the motion to reconsider was lost.

#### CONSIDERATION OF BILLS.

On motion of Hambleton of Mahaska, House File No. 363, a bill for an act to amend Section Thirty-one Hundred and Eighty-one (3181) of the Code, relating to divorces and marriage of divorced persons, was taken up and considered.

Feay of Lyon moved to amend House File No. 363 by striking out from lines five, six and seven of Section One (1), as printed in

the Journal, the words "provided, however, that nothing herein contained shall prevent the persons divorced from re-marrying each other."

Teter of Marion moved that the bill be referred to the Committee on Judiciary.

Roll call demanded by Hambleton of Mahaska and Morris of Sioux.

On the question, "Shall the bill be referred to the Judiciary Committee?"

The yeas were:

Anderson, Balluff, Bascom, Beery, Bergeson, Calkins, Conn, Harding, Inman, Jewell, McDonald, Marston, Price, Reitz, Schulte, Springer, Teter, Van Houten, Welden, White—20.

The nays were:

Allred, Arney, Baird, Bauman, Bixby, Blackmore, Bonwell, Brandes, Corrie, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harvey, Hickey, Holmes, Kelley, Koontz, Kull, Lee, Lister, McAllister, McElrath, Mann, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Paul, Pierce, Reaney, Ritter, Schoenenberger, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Webster, Wilson, Youde, Mr. Speaker—62.

Absent or not voting:

Cassady, Clark, Clary, Cottrell, Darrah, Dunn, Elliott, Feely, Geneva, Hanna, Heles, Hume, Jones, Kellogg, Kendall, Lowrey, Maben, Mason, Miller of Bremer, Nix, Offill, Schroeder, Sheldon, Sparks, Weeks, Wolfe—26.

So the House refused to refer.

Amendment proposed by Feay of Lyon lost.

Sullivan of Polk moved to amend House File No. 363 by striking out after the word "again" in the fourth line of Section One (1), as printed in the Journal, the words "within a year from the filing of said decree."

Amendment lost.

Swift of Shelby moved to amend House File No. 363 by inserting after the word "decree" in the fifth line of Section One (1), as printed in the bill, the words "unless such party has removed from without the jurisdiction of the court that granted such decree of divorce."

Amendment lost.

Sullivan of Polk moved that the bill be referred to the Committee on Judiciary.

Motion lost.

Anderson of Hamilton moved to amend House File No. 363 by inserting after the word "decreed" in the fourth line of Section One (1), as printed in the Journal, the words "the judge may order that."

Amendment lost.

Weeks of Guthrie moved to amend House File No. 363 by inserting between the words "decree" and "provided" in the fifth line of Section One (1), as printed in the Journal, the words "unless permission to do so is granted by the court in such decree."

Amendment adopted.

Calkins of Adams moved to amend House File No. 363 by striking out all after the word "provided" in the fifth line of the bill as printed in the Journal, and inserting "that any person re-marrying after divorce shall be guilty of misdemeanor and may be punished accordingly."

Amendment lost.

Swift of Shelby moved to amend House File No. 363 by inserting after the word "year" in the fifth line of the bill as printed in the Journal, the words "within this State."

Amendment lost.

Lee of Emmet moved to amend House File No. 363 by striking the word "neither" from the fourth line of Section One (1), as printed in the Journal, and inserting in lieu thereof the words "the guilty," and by inserting after the word "shall" in the same line the word "not."

Amendment lost.

Conn of Butler moved to amend House File No. 363 by adding after the period at the end of Section One (1), the following: "This act shall not apply to any member of the Thirty-second General Assembly."

Amendment lost.

Hambleton of Mahaska moved that the rule be suspended, that the bill be considered engrossed and read a third time now.

Teter of Marion objected to suspension of the rule and demanded a roll call, which demand was seconded by Balluff of Scott.

On the question, "Shall the rule be suspended?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Corrie, Darrah, DeMar, Dewell, Dow, Dunn, Dye of Decatur, Dye of Pottawttamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Shaffer, Sidey, Stewart, Stoltenberg, Swan, Van Houten, Webster, Welden, White, Wilson, Youde—74.

The nays were:

Balluff, Calkins, Harding, Springer, Teter, Wolfe, Mr. Speaker—7.

Absent or not voting:

Beery, Bergeson, Cassady, Clarke, Clary, Conn, Cottrell, Dodds, Doran, Drury, Geneva, Kelley, Kellogg, Lee, McDonald, Mason, Ofill, Reitz, Schroeder; Schulte, Sheldon, Smith, Sparks, Stillman, Sullivan, Swift, Weeks—27.

So the rule was suspended and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Bauman, Bixby, Blackmore, Bonwell, Brandes, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds,

Dye of Decatur, Earle, Feay, Feely, Felt, Flugum, Fox, Grier, Hambleton, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Jones, Lister, Lowrey, McAllister, Mann, Marston, Mason, Mercer, Meredith, Morris, Nix, Paul, Pierce, Reaney, Schoenenberger, Shaffer, Stillman, Swan, Van Houten, Webster, Weeks, Welden, Wilson, Youde—55.

The nays were :

Anderson, Balluff, Bascom, Beery, Calkins, Dow, Drury, Dunn, Dye of Pottawattamie, Fenn, Geneva, Greenwood, Hackler, Hanna, Inman, Kelley, Kendall, Koontz, Kull, Lee, McDonald, McElrath, Maben, Miller of Bremer, Miller of Dubuque, Moore, Price, Ritter, Schulte, Sidey, Smith, Springer, Stewart, Stoltenberg, Sullivan, Swift, Teter, White, Wolfe, Mr. Speaker—41.

Absent or not voting :

Bergeson, Cassady, Clarke, Clary, Doran, Elliott, Kellogg, Offill, Reitz, Schroeder, Sheldon, Sparks—12.

So the bill passed and the title was agreed to.

#### EXPLANATION OF VOTE.

MR. SPEAKER—I vote "No" on House File No. 363, because I believe this bill would be ineffective in its application, should it become a law, and would not remedy the evil.

L. W. INMAN.

Van Houten of Taylor called up the motion to reconsider the vote by which Senate File No. 103 failed to pass the House and by which it passed to its third reading.

Motion to reconsider prevailed, and Senate File No. 103 was declared to be on its second reading.

Van Houten of Taylor moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On question, "Shall the bill pass?"

The yeas were :

Arney, Baird, Bauman, Bergeson, Bonwell, Brandes, Calkins, Corrie, Cottrell, DeMar, Dewell, Dodds, Drury, Dye of Decatur, Dye of Pottawattamie, Elliot, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Harvey,

Heles, Hickey, Holmes, Hume, Jewell, Jones, Kellogg, Kendall, Lee, Lister, McAllister, McDonald, Mann, Marston, Meredith, Morris, Reitz, Ritter, Schoenenberger, Schulte, Smith, Springer, Stewart, Sullivan, Swift, Teter, Van Houten, Wilson, Youde, Mr. Speaker—58.

The nays were :

Allred, Anderson, Balluff, Bascom, Beery, Bixby, Blackmore, Darrah, Dow, Felt, Hackler, Harding, Inman, Kelley, Koontz, Kull, Lowrey, McElrath, Maben, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Nix, Paul, Pierce, Price, Reaney, Shaffer, Stillman, Swan, Webster, Welden, White—35.

Absent or not voting :

Cassady, Clarke, Clary, Conn, Doran, Dunn, Earle, Offill, Schroeder, Sheldon, Sidey, Sparks, Stoltenberg, Weeks, Wolfe—15.

So the bill passed and the title was agreed to.

On motion of Lee of Emmet, the House adjourned.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 9, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. J. K. Driver of Villisca.

Journal of Friday, March 8, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Doran of Boone presented petition of farmers of Boone county relative to House File No. 243.

Referred to Committee on Fish and Game.

Bixby of Delaware presented remonstrance of citizens of Ryan against the "Wilson Bill."

Referred to Committee on Fish and Game.

Reitz of Lee presented petition of citizens of Manchester relative to House File No. 338 and Senate File No. 254.

Referred to Committee on Public Health.

Dow of Franklin presented petition of citizens of Hampton relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Dow of Franklin presented petition of citizens of Franklin county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Drury of Sac presented resolution of the Iowa State Quarrymen's Association relative to a Reciprocal Demurrage Bill.

Referred to Committee on Railroads and Commerce.

Marston of Cerro Gordo presented petitions of farmers of Cerro Gordo county relative to hunters' license law, House File No. 243.

Referred to Committee on Fish and Game.

Dunn of Jackson presented petition of citizens of Maquoketa relative to House File No. 338 and Senate File No. 254.

Referred to Committee on Appropriations.

LEAVE OF ABSENCE GRANTED.

On request of Conn of Butler, leave of absence was granted Welden of Hardin until Monday.

On request of Bixby of Delaware, leave of absence was granted Holmes of Kossuth until Monday.

On request, leave of absence was granted Sullivan of Polk until Monday.

REPORTS OF COMMITTEES.

Jones of Montgomery, from the Committee on Appropriations, submitted the following reports:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 143, a bill for an act to indemnify Charles H. Tribby for damages caused by sewage from the State Hospital for Insane at Mt. Pleasant, 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 by striking the words and figures "one thousand seven hundred and ninety-two dollars and sixty-six cents (\$1792.66)" appearing in the third and fourth lines of section 1 and the third and fourth lines of section 2 and inserting in lieu thereof the following: "one thousand five hundred twelve dollars and eighty cents (\$1512.80)" and when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred substitute for Senate File No. 77, a bill for an act making appropriations for the Iowa State College of Agriculture and Mechanic Arts, the State University and the State Normal School, beg leave to report 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 the words and figures

"one hundred fifty-three thousand five hundred dollars (\$153,500)" in the third and fourth lines of Section 1 and inserting in lieu thereof the following: "one hundred thirty-five thousand dollars (\$135,000)," and by striking out the words and figures "four thousand five hundred dollars (\$4,500)" found in the written interlineation between the 11th and 12th lines of Section 1 and inserting in lieu thereof, the following: "twenty-three thousand dollars (\$23,000)," and when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 264, a bill for an act to provide for the drafting of bills for members of the General Assembly and for the gathering of information relating to legislation in this and other states, beg leave to report 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 adopting the following substitute amendment:

SUBSTITUTE FOR HOUSE FILE NO. 264.

A BILL for an act creating a legislative reference department of the State Library, providing for assistants therein and making an appropriation therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. The Board of Trustees of the State Library and Historical Department is hereby authorized and directed to maintain with the State Library for the use of and information of the members of the General Assembly, the several state departments, and such other citizens as may desire to consult same, a department of the State Library for legislative reference and information. Its location shall be convenient as may be for the members of the General Assembly and the several state departments, and its assistance shall be made available to the fullest extent possible to those who may be authorized to call upon it.

Sec. 2. The State Librarian with the advice and consent of the said Board of Trustees shall appoint a reference librarian who shall be competent to conduct the work of the said department, and may also select such clerical assistants as he may deem necessary for the proper conduct of such work.

The said legislative reference department shall prepare and have available for use explanatory check lists and catalogues of the current legislation of this and other states, catalogue lists of the bills and resolutions presented in either branch of the General Assembly, check lists of the several public documents of the State, including all reports issued by the various State departments, boards, and commissions, and digests of such public laws of this and other states as may be thus best

made available for legislative use. It may also procure standard works for use and reference, and catalogued files of such other printed matter as shall be required. It shall give to members of the General Assembly such aid and assistance in the drafting of bills and resolutions as may be asked. Said department shall also investigate the manner in which laws have worked in other states so that the General Assembly and the committees and members thereof shall have full information upon all matters relating to their duties.

SEC. 3. The said department is hereby authorized and directed to co-operate with the Librarian and other authorized officer of all libraries supported in any manner by State funds with a view to a joint arrangement by which the needs of the General Assembly in the matter of general books of reference may be met to the fullest possible extent.

SEC. 4. All printing and binding necessary for the carrying out of the purposes of this act shall be done by the State Printer and Binder upon the order of the State Librarian, and the cards, library cases, stationery, postage and other supplies necessary to secure the economical administration of this work, shall be furnished by the Executive Council upon warrant of said State Librarian.

SEC. 5. For the purpose of carrying out the provisions of this act there shall be and is hereby annually appropriated to the Board of Trustees from any money in the general fund not otherwise appropriated to the said Board of Trustees, the sum of fifteen hundred dollars.

SEC. 6. This act shall be in force and effect on and after January 1st, 1908.

And when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Meredith of Cass, from the Committee on Railroads and Commerce, submitted the following report:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred Senate File No. 11, a bill for an act to amend Section Twenty-one Hundred and Thirteen (2113) of the Code, relating to the powers and duties of the 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 substituting the following in lieu thereof:

SUBSTITUTE AMENDMENT FOR SENATE FILE NO. 11.

A BILL for an act to repeal Section Twenty-one Hundred and Thirteen (2113) of the Code, relating to the powers and duties of the Board of Railroad Commissioners and enacting a substitute therefor.

SECTION 1. That Section Twenty-one Hundred and Thirteen (2113) of the Code be and the same is hereby repealed and the following enacted in lieu thereof:

It shall from time to time carefully examine into and inspect the condition of each railroad, its equipment, and the manner of its conduct and management with regard to the public safety and convenience in the

State; make semi-annual examination of its bridges and report the condition thereof to the company to which they belong; and if found by it unsafe it shall immediately notify the railroad company whose duty it is to put the same in repair, which shall be done by it within ten days after receiving such notice. If any corporation fails to perform this duty the board may forbid and prevent it from running trains over the same while unsafe. And should any railroad or transportation company in this State fail to provide proper shelter for its patrons at stations where two or more tracks are operated, the board may require such railroad or transportation company to provide the same in such manner and upon such conditions as it may determine. When, in the judgment of the board, any railway corporation fails in any respect to comply with the terms of its charter or articles of incorporation or the laws of the State; or when in its judgment any repairs are necessary upon its road, or any addition to its rolling stock, or addition to or change in its stations or station houses, or change in its rates of fare for transporting freight or passengers, or change in the mode of operating its road or conducting its business, is reasonable and expedient in order to promote the security, convenience, and accommodation of the public the board shall serve a notice upon such corporation in the manner provided for the service of an original notice in a civil action, which notice shall be signed by its secretary, of the improvements and changes which it finds to be proper, and a report of such proceedings shall be included in its annual report to the Governor as provided in the next section, but nothing in this section shall be so construed as relieving any railroad company from its responsibility or liability for damage to person or property.

And when so amended that the bill do pass.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Felt of Clay, from the Committee on Engrossed Bills, submitted the following report:

MR. SPEAKER—Your Committee on Engrossed Bills, to whom was referred House File No. 135, a bill for an act to amend Section Five Thousand and Forty (5040) of the Code, relating to a breach of the Sabbath, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House as correctly engrossed.

B. F. FELT, JR.,  
*Vice-Chairman.*

Adopted.

HOUSE FILE NO. 135.

A BILL for an act to amend Section Five Thousand Forty (5040) of the Code, relating to a breach of the Sabbath.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Five Thousand Forty (5040) of the Code be and the same is hereby amended by inserting after the semicolon follow-

ing the word "paid" in the seventh line of said section the following, to-wit:

"And if any person or persons shall on the first day of the week, commonly called Sunday, either as owner, lessee, agent, or manager of any theater or opera house, give or knowingly permit others to give in such theater or opera house, any theatrical or operatic performance or wrestling match of whatever name or description for which money or any reward or compensation whatever is in any manner directly or indirectly demanded, charged, or received, he shall be fined not less than One Hundred Dollars and shall be imprisoned in the county jail until the fine with costs of prosecution shall be paid."

#### RESOLUTIONS.

Cottrell of Plymouth called up resolution authorizing the Chief Clerk to draw from the supply of members for Codes and Code Supplement to be supplied to certain assistant clerks.

Hambleton of Mahaska offered the following substitute motion and moved its adoption.

That the Chief Clerk be and is hereby directed to procure the necessary Codes, etc., for the officers of this House, who have use for the same and are not heretofore supplied.

Van Houten of Taylor moved that the resolution and substitute amendment lie on the table.

Motion prevailed.

#### MOTIONS TO RECONSIDER.

The following motions to reconsider were filed:

MR. SPEAKER—I move to reconsider the vote by which House File No. 363 passed the House and by which it passed to its third reading.

C. B. PAUL.

I second the motion.

STANLEY CONN.

MR. SPEAKER—I move to reconsider the vote by which House File No. 168 passed the House and by which it passed to its third reading.

A. F. N. HAMBLETON.

I second the motion.

W. P. ALLRED.

#### INTRODUCTION OF BILLS.

By Weeks of Guthrie, House File No. 390, a bill for an act to repeal Section Four Hundred Ninety-one (491) of the Code and to enact a substitute therefor, relating to Deputy County Treasurers and their pay.

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

By Dye of Decatur, House File No. 391, a bill for an act relating to treating in the use of intoxicating liquors.

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

By Nix of Union, House File No. 392, a bill for an act to amend Sub-division Sixteen (16) of Section Six Hundred and Sixty-eight (668) of the Code, in relation to the duties of city council and amending said Sub-section Sixteen (16) and making the same apply to cities of the second class.

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

By Committee on Institution for Feeble-Minded Children, House File No. 393, a bill for an act to amend Section Two Thousand Seven Hundred and Twenty-seven-c (2727-c) of the Supplement to the Code, relating to the compensation of the Superintendent of the Institution for Feeble-Minded Children at Glenwood, Iowa.

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

By Meredith of Cass, House File No. 394, a bill for an act regulating attorneys' fees in suits arising out of claims for damages for personal injuries.

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

By Committee on Elections, House File No. 395:

A BILL for an act providing for the nomination by political parties or organizations of candidates for various offices, and the election of delegates to conventions of said political parties or organizations, and the election of party committeemen by a primary election, and for the holding of conventions by such political parties or organizations, and repealing Chapter Forty (40), laws of the Thirtieth General Assembly and Chapters Forty-five (45) and Forty-six (46), laws of the Thirty-first General Assembly, relating to primary elections.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That from and after the passage of this act the candidates of political parties for all offices which under the law are filled by the direct vote of the voters of this State at the general election in November and for the office of Senator in the Congress of the United States, and for

the office of elector of the President and Vice-President of the United States, shall be nominated by a primary election, and delegates to the conventions of said political parties or organizations and party committeemen shall be elected at said primary election at the times and in the manner hereinafter provided. The provisions of Chapters Three (3) and Four (4), Title Six (6), and Chapter Eight (8), Title Twenty-four (24) of the Code, shall apply so far as applicable to all such primary elections the same as general elections, except as hereinafter provided. The vote upon candidates for the office of Senator in the Congress of the United States shall be for the sole purpose of ascertaining the sentiment of the voters in the respective parties.

Sec. 2. The term "primary election" as used in this act shall be construed to apply to an election by the members of various political parties for the purpose of placing in nomination candidates for public office, for selecting delegates to conventions, and for the selection of party committeemen.

Sec. 3. The title "political party" shall mean a party which, at the last preceding general election, cast for its candidate for Governor at least two percentum of the total vote cast at said election.

Sec. 4. The primary election herein provided for shall consist of an election by all political parties and shall be held at the usual voting places of the several precincts on the first Tuesday after the first Monday in June, in the year Nineteen Hundred Eight, and biennially thereafter, for the nomination of candidates for such offices as are to be filled at the general election in November next ensuing, and for Senator in the Congress of the United States in the next year preceding the filling of that office by the General Assembly, and for the electors of the President and Vice-President of the United States in the year in which a President and Vice-President are to be elected.

Sec. 5. The judges and clerks of all primary elections under this act shall be made up and selected and appointed in the same manner as for the general election held in November, and they shall take the same oath and the judges are hereby authorized to administer oaths as hereinafter provided. Vacancies shall be filled as provided for the judges and clerks of the general election, and their compensation shall be the same. The expenses of said primary election shall be paid one-half by the county in which the said primary election is held and one-half by the State. The Board of Supervisors of each county shall audit the entire expense and certify the same to the Executive Council, which shall thereupon order a warrant for one-half the amount to be delivered to the county, which shall thereupon pay the entire amount.

Sec. 6. The Australian ballot system as now used in this State, except as hereinafter provided, shall be used at said primary election in all precincts. The voter shall in all cases mark the ballot in the square before the name of each person for whom he desires to vote. In cities where registration is required by law, the polls shall be open from 7:00 A. M. to 8:00 P. M., and in all other precincts from 1:00 P. M. to 8:00 P. M. The elector voting at said primary election shall be allowed to vote for candidates for nomination on the ticket

of only one political party, and that shall be the party with which he is registered as affiliated. The endorsement of the judges of election and the fac simile of the auditor's signature shall appear upon the ballots as provided by law for the ballots used for the November election. The voter shall return the ballot folded, to one of the judges of election who shall deposit it in the ballot box.

SEC. 7. At the primary election to be held in June in the year Nineteen Hundred Eight any person shall be entitled to participate therein who is a qualified elector in such precinct at the time of said primary election, and when the voter seeks to pass the guardrail he shall indicate the party ballot he desires and one of the judges of the primary election board shall give him such primary ballot (unless challenged, and if so challenged, then only in the event that the challenge is determined in favor of the voter), and such person shall thereupon be allowed to vote. The voter's selection shall constitute his declaration of party affiliation, and it shall be the duty of the primary election board to record his name and check his declaration of party affiliation on the poll books used by the clerks of the primary election board, and said list properly certified to by said primary election board shall be returned to the County Auditor for preservation. Copies of the names and party entries on such list together with the changes of party affiliation as hereinafter provided, arranged alphabetically by surnames, shall be used at subsequent primaries for determining with what party the voter has been enrolled, and no voter enrolled under the provisions of this act shall be allowed to receive the ballot of any political party except that with which he is enrolled, but he may change his enrollment as hereinafter provided. The County Auditor shall prepare for each voting precinct two of the above mentioned lists duly certified by him, and taken from the poll books of the last preceding primary election, which he shall deliver to the succeeding primary election boards in the year Nineteen Hundred Ten and biennially thereafter, at least one day prior to the day of the primary election, and which lists together with the poll books of the primary election shall be returned to the said Auditor in good condition within twenty-four hours after the primary election, to be preserved by him.

SEC. 8. Any person who has thus declared his party affiliation shall thereafter be listed on the poll books as a member of that political party, and such person while a resident of the same voting precinct need not declare his party affiliation at succeeding primary elections unless he desires to change his party affiliation. Any elector who, having declared his party affiliation, desires to change the same, may, not less than ten days prior to the date of any primary election, file a written declaration with the County Auditor stating his change of party affiliation, and the Auditor shall enter a record of such change on the poll books of the last preceding primary election in the proper column opposite the voter's name and on the voting list. Any elector whose party affiliation has for any reason not been registered or any elector who has changed his residence to another precinct, or a first voter or citizen of this State casting his first vote in this State shall

be entitled to vote at any subsequent primary election in the same manner and upon the same terms as provided in Section Seven (7) of this act, and the clerks of the primary election shall record his party affiliation and the County Auditor shall add his name to the alphabetical lists for use in subsequent elections as provided for in Section Seven (7) of this act.

SEC. 9. Each political party shall be entitled to have two party challengers present at each polling place, to be appointed by the respective party committeemen. Any judge or clerk of the primary election or any party challenger may challenge any voter upon the grounds mentioned in Section Eleven Hundred Fifteen (1115) of the Code and such challenge shall be determined as there provided. Any elector whose party affiliation has been recorded as provided by this act and who desires to change his party affiliation on the primary election day, shall be subject to challenge. If the person challenged insists that he is entitled to vote the ticket of the political party to which he has transferred his political affiliation and the challenge is not withdrawn, one of the judges shall tender to him the following oath: "You do solemnly swear (or affirm) that you have in good faith changed your party affiliation to and desire to be a member of the .....party." And if he take such oath he shall thereupon be given a ticket of such political party and the clerks of the primary election shall change his enrollment of party affiliation accordingly.

SEC. 10. No candidate for an elective county office shall have his name printed upon the official primary ballot of his party unless at least thirty days prior to the day fixed for holding the primary election a nomination paper shall have been filed in his behalf in the office of the County Auditor; and no candidate for nomination for an elective state office, or for Representative in the Congress of the United States, member of the General Assembly, or Judge of the District Court shall have his name printed upon the official primary ballot of his party unless at least forty days prior to such primary election a nomination paper shall have been filed in his behalf in the office of the Secretary of State; and no member of a political party desiring or intending to be a candidate for the office of Senator in the Congress of the United States, or a candidate for the office of elector of the President and Vice-President of the United States, shall have his name printed upon the official primary ballot of his party in any election precinct unless at least forty days prior to such primary election a nomination paper shall have been filed in his behalf in the office of the Secretary of State. A candidate for an office to be filled by the voters of any sub-division of a county shall not be required to file any nomination paper or papers. All nomination papers shall be in substantially the following form:

"I, the undersigned, a qualified elector of..... County, and State of Iowa, and a member of the ..... party, hereby nominate ..... of ..... County, State of Iowa, who has affiliated with and is a member of the ..... party, as a candidate for the office of ..... to be voted for at the primary election to be held in June, 19..," and shall consist of

case he may sign as many nomination papers as there are officers sheets of uniform size about 8½ by 13 inches. No signature shall be counted unless they are on sheets each having such form written or printed at the top thereof. Each signer of a nomination paper shall sign but one such nomination paper for the same office, except where more than one officer is to be elected to the same office, in which case he may sign as many nomination papers as there are officers to be elected, and only one candidate shall be petitioned for or nominated in the same nomination paper. Each signer of a nomination paper shall add his residence with street and number, if any, and the date of signing. For all nominations, all signers of each separate part of a nomination paper shall reside in the same county. When more than one sheet is used for any nomination paper, the sheets shall be laid one upon the other and neatly, evenly, and securely fastened together before filing, and shall be considered as one nomination paper only. A nomination paper, when filed, shall not be withdrawn nor added to, nor any signature thereon revoked.

The affidavit of a qualified elector shall be appended to each such nomination paper, or papers, if more than one for any candidate, stating that he is personally acquainted with all the persons who have signed the same; that he knows them to be electors of that county and believes them to be affiliated with the party named therein; that he knows that they signed the same with full knowledge of the contents thereof; that their respective residences are truly stated therein; and that each signer signed the same on the date stated opposite his name, but such affidavit shall not be made by the candidate. Each and every candidate shall make and file his affidavit stating that he is eligible to the office for the township, county, district or State in which he is and will be a bona fide candidate for nomination for said office, and shall file such affidavit with the said nomination paper or papers, when such paper or papers are required. If no such paper or papers are required, then he shall file such affidavit alone, with the County Auditor, at least thirty days prior to such primary election, and the filing of such affidavit shall entitle such candidate to have his name printed on the official primary ballot of his party. Such affidavit shall be in form and substance as follows:

I, ....., being duly sworn, say that I reside at ..... Street, ..... (city or town), ..... County, in the State of Iowa; that I am eligible to the office for which I am a candidate, and that the political party with which I affiliate is the ..... party; that I am a ..... and a candidate for nomination to the office of ..... to be made at the primary election to be held in June 19... , and hereby request that my name be printed upon the official primary ballot as provided by law, as a candidate of the ..... party.

I furthermore declare that if I am nominated and elected I will qualify as such officer.

(Signed) .....

Subscribed and sworn to (or affirmed) before me .....

by ..... on this ..... day of ..... 19....  
.....

The nomination papers above required shall be signed as follows:

(1). If for a State office, United States Senator, or elector at large by at least one per centum of the voters of the party (as shown by the returns of the last general election) of such candidates, in each of at least ten counties of the State, and in the aggregate not less than one-half of one per centum of the total vote of his party in the State, as shown by the last general election.

(2). If for a Representative in Congress, District Elector, or Senator in the General Assembly or Judge of the District Court in districts composed of more than one county, by at least two per centum of the voters of his party, as shown by the last general election, in at least one-half of the counties of the district, and in the aggregate not less than one per centum of the total vote of his party in such district, as shown by the last general election.

(3). If for an office to be filled by the voters of the county, by at least two per centum of the party vote in the county, as shown by the last general election.

In each of the above cases, the vote to be taken for the purpose of computing the percentage shall be the vote cast for the head of the ticket.

Sec. 11. The Secretary of State shall cause to be printed and keep on hand a sufficient quantity of nomination paper blanks in form as provided for in this act and shall furnish the same on application to any qualified elector in the State desiring to petition for the nomination of any candidate, or to a person who intends to be a candidate, for any office whose nomination paper is required to be filed in his office, and the County Auditor of each county shall likewise cause to be printed and keep on hand a sufficient quantity as such nomination paper blanks and furnish the same on application to any qualified elector in his county desiring to petition for the nomination of any candidate, or to a person who intends to be a candidate, for any office whose nomination paper is required to be filed in his office.  
h.s office.

Sec. 12. At least thirty days before any such primary election, the Secretary of State shall transmit to each County Auditor a certified list containing the name and postoffice address of each person for whom a nomination paper has been filed in his office, in accordance with the provisions of Section Ten (10) of this act, and entitled to be voted for at such primary election by the voters of such county, together with a designation of the office for which he is a candidate, and the party from which he seeks a nomination. Such Auditor shall forthwith upon receipt thereof, publish, under the proper party designation, the title of each office to be filled, the names and addresses of all persons for whom proper nomination papers have been duly filed, both in his own office and in the office of the Secretary of State, giving the name and address of each, the date of the primary, the hours during which the polls will be open, and that the primary will be held in the regular polling place in each precinct. It shall be the duty of the said Auditor

to publish said notice once each week for two consecutive weeks prior to the said primary election. He shall also forthwith mail four copies of such notice to each city, town, and township clerk of the county, who shall immediately post three of said copies in three public places in each precinct of his township, town or city, designating therein the location of the polling booth in each election precinct. Every publication required in this act shall be made in at least two and not to exceed four newspapers of general circulation in such county. One of such newspapers shall represent the political party which cast the largest vote in such county at the last preceding general election, and one of such newspapers shall represent the political party which cast the next largest vote in such county at said general election. In any case where the publication of a notice cannot be made as hereinbefore required, it may be made in any newspaper having a general circulation in the county in which the notice is required to be published.

Sec. 13. The names of the candidates of each and every political party for nomination for the several offices and blank spaces for delegates to the county convention and for party committeemen shall be printed in black ink on separate sheets of paper uniform in color, quality, texture, and size, with the name of the political party printed at the head of said ballots, which ballots shall be prepared by the County Auditor in the same manner as for a general election. The names of candidates on all primary election ballots shall be arranged alphabetically according to surnames for each office.

Sec. 14. The official primary election ballot shall be prepared, arranged, and printed substantially in the following form:

.....PRIMARY ELECTION BALLOT  
 (Name of Party)  
 of  
 .....Township or Precinct, .....Ward,  
 City or Town of....., County of.....  
 State of Iowa.  
 Primary election held on the.....day of June, 19....

FOR UNITED STATES SENATOR.

(Vote for one.)

- William K. Brown.
- J. R. Wayne.

FOR GOVERNOR.

(Vote for one.)

- Howard Collins.
- William Longley.

(Followed by other elective state and district officers in order.)

FOR JUDGES OF THE SUPREME COURT.

(Vote for two.)

- William A. Anderson.
- Rufus Choate.
- James Harlan.

FOR COUNTY AUDITOR.

(Vote for one.)

- William Strong.
- Robert Thompson.

(Followed by other elective county officers in order.)

FOR DELEGATES TO COUNTY CONVENTION.

(Vote for.....)

- .....
- .....
- .....
- .....
- .....

FOR TOWNSHIP CLERK.

(Vote for one.)

- John H. Black.
- Joseph Raymond.

FOR TOWNSHIP TRUSTEES.

(Vote for two.)

- Clarence Foster.
- William Jones.
- H. S. Wilson.

(Followed by other elective township officers in order.)

## FOR PARTY COMMITTEEMAN.

(Vote for one.)

SEC. 15. The County Auditor of each county shall, at least fifteen days preceding the primary election, cause to be printed sample ballots of each political party and the words "*Sample Ballots,*" shall be printed near the top thereof in large capital letters, and immediately thereafter shall mail one of such sample ballots to each candidate who is entitled to have his name printed on the official primary ballot of any party in any precinct in his county to the postoffice address of such candidate as given in his nomination paper or affidavit, as the case may be, filed in the Auditor's office, or as certified to him by the Secretary of State, and one to the chairman of the county central committee, if any, of each political party in his county to his usual postoffice address as known to the Auditor, or as ascertained by him; and such Auditor shall correct any errors and omissions brought to his knowledge prior to the printing of the official ballots.

SEC. 16. All necessary election supplies, including poll books as provided by law, for the general election, together with a sufficient number of official primary ballots of each party, shall be furnished for the primary election board for each precinct by the County Auditor, and such poll books shall contain blank spaces for the names of the candidates of the several parties for the different offices to be written in, and blank spaces for entering by the clerks the names of the electors voting at said primary election; and upon the pages provided for entering the names of said voters there shall be ruled spaces for the listing of the names of said voters and for the designation of the party ticket by said elector in manner and form substantially as follows:

| No. | Name            | Republican | Democrat | Prohibitio ist | Socialist |
|-----|-----------------|------------|----------|----------------|-----------|
| 1   | James Smith.... | X          |          |                |           |
| 2   | Tom Jones.....  |            | X        |                |           |
| 3   | Dan Brown.....  |            |          | X              |           |
| 4   | George White... |            |          |                | X         |

It shall be the duty of the clerks of the primary election when entering the name of a voter to place in the poll books a cross thus (X) in the column designating the party ticket which was given to said voter upon his application for a ticket.

SEC. 17. Upon the closing of the polls the clerks and judges shall immediately open the ballot box and proceed to take therefrom the ballots. Said officers shall count the number of ballots cast for each party, at the same time bunching the tickets cast for each party in separate piles. As soon as the clerks and judges shall have sorted the ballots of each party, separately, they shall take the tally sheets provided in the poll

books and shall count all the ballots for each party separately until the count is completed, and shall certify to the number of votes cast for each candidate for each office upon the ticket of each party. After all have been counted and certified to by the clerks and judges, they shall seal the ballots cast by each of the parties in separate envelopes, on the outside of which shall be printed or written the names of that party's candidates for the different offices, and opposite each candidate's name shall be placed the number of votes cast for such candidate in said precinct, and then seal the envelopes containing the votes of the different political parties in one large envelope, on the outside of which or on a paper attached thereto, shall be printed or written in perpendicular columns, the names of the several political parties with the names of the candidates for the different offices under their respective party headings, and opposite each candidate's name shall be placed the number of votes cast for such candidate in said precinct, and at the bottom the total vote cast by each political party in said precinct, and such envelopes shall be returned to the County Auditor, who shall carefully preserve the same in said condition and deliver them to the county board of canvassers. But any elector of the county shall have the right, before the day fixed for canvassing the returns, to ascertain the vote cast for any candidate in any precinct in the county, as shown on the outside of the large envelope.

Said judges of election shall deliver the returns so made, together with the poll books, including tally sheets and certificates of the judges and clerks written thereon, to the County Auditor within twenty-four hours after the primary election has closed; and if the returns from any precinct be not so delivered within the said time, the County Auditor shall forthwith send a messenger for any such missing returns, and said messenger shall be paid, as provided by law for the general election.

SEC. 18. Any candidate, whose name appears upon the official primary ballot of any voting precinct, may require the Board of Supervisors of the county in which such precinct is situated to recount the ballots cast in any such precinct, at the time fixed for canvassing the returns of the judges of election, by filing with the County Auditor not later than the day before such meeting, a showing, duly sworn to by any such candidate, that fraud was committed or error or mistake was made in counting or returning the votes cast in any such precinct. The showing must be specific and from it there must appear reasonable ground to believe that a recount of the ballots would produce a result different from the returns made by the judges. If such showing is made to the satisfaction of the board, thereupon the board shall recount the ballots cast in any such precinct, as to all candidates, including persons voted for for delegates and party committeeman and make up a new return, which in all subsequent proceedings shall be substituted for the returns of the judges of election for the precinct. The action of the board shall be final and no other contest of any kind shall be permitted. If a recount of the ballots of any precinct produces a result different from the returns of the judges with respect to delegates or party committeeman, the County Auditor shall make or correct his certified list thereof to the chairmen of the respective party central committees for the county accordingly. The term "candidate" as used in this section shall include and apply to persons voted for for delegates and party committeeman.

SEC. 19. On Tuesday next following the primary election in June, the Board of Supervisors shall meet, open, and canvass the returns from each voting precinct in the county, and make abstracts thereof, stating in words written at length the number of ballots cast in the county by each political party, separately, for each office, the name of each person voted for and the number of votes given to each person for each different office and shall sign and certify thereto and file the same with the County Auditor.

Such canvass and certificate shall be final as to all candidates for nomination to any elective county office or office of a sub-division of a county; and the candidate for each political party for each office having received the highest number of votes shall be duly and legally nominated as the candidate of his party for such office and entitled to have his name printed on the official ballot to be voted at the general election without other certificate, and the board shall prepare and certify a list of the candidates of each party so nominated, separately, and deliver to the chairman of each party central committee for the county a copy of the list of candidates nominated by the party he represents.

SEC. 20. The county board of canvassers shall also make a separate abstract of the canvass as to the following offices and certify to the same and forthwith forward it to the Secretary of State, viz.:

United States Senator,

Electors of the President and Vice-President of the United States,  
All State offices,

Representatives in Congress,

Senators and Representatives in the General Assembly,

Judges of the District Court.

SEC. 21. When the canvass is concluded, the board shall deliver the original returns to the Auditor, who shall file the same and record each of the abstracts above mentioned in the election book.

SEC. 22. On the third Monday after the June primary election, the Executive Council shall meet as a canvassing board, and open and canvass the abstract returns received from each county in the State. If returns are not received from all the counties, the Secretary of State shall immediately send a messenger after the abstract returns and the board may adjourn from day to day until they are received.

The board shall make an abstract of its canvass, stating in words written at length, the number of ballots cast by each political party, separately, for each office, the names of all the persons voted for, and the number of votes received by each person for each office, and shall sign and certify thereto. Such canvass and certificate shall be final as to all candidates named therein; and the candidate of each political party for each office having received the highest number of votes in the State or district of the State, as the case may be, shall be duly and legally nominated as the candidate of his party for such office and entitled to have his name printed on the official ballot to be voted at the general election without other certificate; and the board shall prepare and certify a list of the candidates of each party so nominated, separately, and deliver to the chairman of each party central committee for the State a copy of the list of candidates nominated by the party he represents.

SEC. 23. When the canvass is concluded, the board shall deliver the

original abstract returns to the Secretary of State, who shall file the same in his office and record the abstracts of the canvass of the State board and certificates attached thereto in the book kept by him known as the election book; and not less than fifteen days before the general election he shall certify to the auditor of each county, under separate party headings, the name of each person nominated as shown by the official canvass made by the Executive Council, his place of residence, the office to which he is nominated, and the order in which the tickets of the several political parties shall appear on the official ballot. Should a vacancy in the nominations occur and be filled after such certificate has been forwarded, a like certificate shall at once be made and sent to the proper officer, together with a statement showing the reason for its subsequent issue.

SEC. 24. In case of a tie vote resulting in no nomination for any office or election of delegates or party committeeman, the tie shall forthwith be determined by lot by the board of canvassers or judges of election, as the case may be. Vacancies occurring after the holding of any primary election occasioned by death, withdrawal, or change of residence of any candidate, or from any other cause, shall be filled by the party committee for the county, district, or State, as the case may be, representing the party in which the vacancy nomination occurs.

SEC. 25. In each county there shall be held in each year in which a general election in November is to take place a county convention of each political party. Said county convention shall be composed of delegates elected at the last preceding primary election, and shall be held on the second Saturday following the primary election, convening at 2:00 o'clock P. M. The number of delegates from each voting precinct shall be determined by a ratio adopted by the respective party county central committees, and shall be thus determined and a statement designating the number from each voting precinct in the county filed in the office of the County Auditor at least thirty days before the primary election; if not so done the Auditor shall fix the number. The requisite number of names of candidates of his choice for delegates to the county convention to which each precinct is entitled shall be written or pasted with uniform white pasters on the blank lines upon the ballot by the voter while in the booth, or by some one designated by a voter unable to write, after the ballots are received and before they are deposited, and the requisite number of persons from each precinct who receive the highest number of votes shall be the delegates from the precinct to the county convention. One member of the county central committee for each political party from each precinct shall be elected in the same manner in which delegates are selected. His term of office shall begin on the day of the county convention and immediately following the adjournment thereof and shall continue for two years and until his successor is elected and qualified. Returns shall be made by the judges of election respecting delegates and members of the county central committee in the same manner as for other offices, except that the judges of election shall canvass the returns as to delegates and members of the county central committee, and certify the result to the Auditor with the returns. The Auditor shall, immediately after such returns are filed, notify the delegates and members of the county central committee who have thus been elected of their election,

and of the time and place of holding the county convention, and shall on the second Thursday following the primary election, deliver a certified list thereof to the chairmen of the respective party central committees for the county. When the delegates, or a majority thereof, thus elected shall have assembled in the county convention at the time herein prescribed and at the county seat the convention shall be called to order by the chairman of the county central committee, who shall present the certified list of delegates and members of the county central committee. If any precinct shall not be fully represented, the delegates present from such precinct shall cast the full vote thereof, but there shall be no proxies. The said county convention shall select delegates from among the delegates elected to the said convention to the next ensuing State and district convention of that year, upon such ratio of representation as may be determined by the party organization for the State, district, or districts as the case may be, but no delegates shall be so selected to any of the district conventions referred to in Section Twenty-five (25) of this act unless a call therefor has been issued and published as there provided. The said county convention shall also elect a member of the party central committee for the senatorial, judicial, and congressional districts composed of more than one county.

Sec. 26. In any senatorial judicial, or congressional district composed of more than one county, in any year in which a Senator in the General Assembly, a Judge of the District Court, or a Representative in the Congress of the United States, is to be elected, a senatorial, judicial, or congressional convention may be held by such political party participating in the primary election of that year; provided, that not less than ten days, and not more than sixty days, before the day fixed for holding the county convention a call therefor shall first have been issued by the party central committee for any such district and published in at least one newspaper of general circulation of each county composing any such district, and which call shall state among other things the number of delegates each county of the district shall be entitled to and the time and place of holding the convention. Any such call shall be signed by the chairman of the party central committee for any such district, and be filed by him with the County Auditor not less than five days before the county convention and the County Auditor shall attach a true copy thereof to the certified list of delegates required to be delivered by him to the chairman of the respective party county central committees.

No such district convention shall be held earlier than the first Thursday or later than the fifth Thursday following the county convention. The organization of and procedure in any such district convention shall be the same as in the State convention. Such district conventions may adopt party platforms and transact such other business as may properly be brought before them.

Sec. 27. A State convention of each political party, composed of delegates chosen in the manner herein provided, shall be held not earlier than the third Thursday and not later than the fifth Thursday following the primary election in the year Nineteen Hundred Eight, and biennially thereafter, convening at such time and place

as may be determined upon by the party organization. The convention shall be called to order by the chairman of the State central committee, who shall thereupon present the list of delegates, as certified by the various county conventions, and effect a temporary organization. If any county shall not be fully represented, the delegates present from such county shall cast the full vote thereof, but there shall be no proxies. Such convention when permanently organized shall formulate and adopt the State platform of the party it represents.

It shall also elect a State central committee consisting of not less than one member from each congressional district and transact such other business as may properly be brought before it. The State central committee elected at said State convention may organize at pleasure for political work as is usual and customary with such committees and shall continue to act until succeeded by another committee duly elected.

SEC. 28. The regularly organized political committees of each party as at present or hereafter constituted may continue to act until supplanted by the committees elected under the provisions of this act.

SEC. 29. Nothing contained in this act shall be construed so as to prohibit nomination of candidates for office by petition as now authorized by law; but no person so nominated shall be permitted to use the name of any political party authorized or entitled under this act to nominate a ticket by primary vote or that has nominated a ticket by primary vote under the provisions of this act.

SEC. 30. This act shall not apply to special elections to fill vacancies.

SEC. 31. Any party committeeman or any primary election or other public officer upon whom a duty is imposed by this act or by acts herein made applicable to primary elections, who shall wilfully neglect to perform any such duty, or who shall wilfully perform it in such a way as to hinder the objects thereof, or shall disclose to anyone, except as may be ordered by any court of justice, the contents of any ballot or any part thereof, as to the manner in which the same may have been voted shall be punished by a fine of not less than one hundred dollars nor more than one thousand dollars, or by imprisonment in the penitentiary not to exceed five years, or by both such fine and imprisonment.

SEC. 32. Any person who shall agree to perform any services in the interest of any candidate in consideration of any money or other valuable thing, or who shall accept any money or other valuable thing for such services performed in the interest of any candidate, or any person paying or offering to pay or giving or offering to give money or other valuable things for such services, shall be punished by a fine of not more than three hundred dollars, or by imprisonment in the county jail not exceeding ninety days. But nothing herein shall be construed to prohibit any person from making contracts in good faith for the announcement of his candidacy in the newspapers and for securing the names of voters required to file preliminary nomination papers and the payment of any reasonable compensation for such services.

SEC. 33. Any person offering or giving a bribe either in money or other consideration, to any elector for the purpose of influencing

his vote at any primary election, or any elector entitled to vote at such primary election receiving and accepting such bribe; any person making false answer to any of the provisions of this act relative to his qualifications and party affiliations; any person wilfully voting or offering to vote at a primary election who has not been a resident of this State for six months next preceding said primary election; or who, at the primary election is not twenty-one years of age, or is not a citizen of the United States; or knowing himself not to be a qualified elector of such precinct where he offers to vote; or any person violating any of the provisions of this act, or of any provisions of the Code as may be hereto applied, and any person knowingly procuring, aiding or abetting such violation, shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined not less than one hundred dollars nor more than five hundred dollars, or be imprisoned in the county jail not less than thirty days nor more than six months.

SEC. 34. Chapter forty (40) of the laws of the Thirtieth General Assembly, relating to primary elections; and Chapters Forty-five (45) and Forty-six (46) of the laws of the Thirty-first General Assembly, relating to primary elections, are hereby repealed.

With recommendation of the committee that the bill do pass.

Read first and second time and passed on file.

Darrah of Lucas moved that House File No. 395 be printed in the Journal and made a special order for Tuesday afternoon, at 2:30 o'clock.

Motion prevailed.

By Weeks of Guthrie, House File No. 396, a bill for an act defining bucket shop and bucket shopping, making it a crime to maintain and operate the same and providing penalties for so doing.

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

#### CONSIDERATION OF BILLS.

On motion of Arney of Marshall, House File No. 1, a bill for an act to authorize counties to purchase and maintain real estate for the use of county fairs, additional to Section Four Hundred and Twenty-two (422) of the Code, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Cottrell of Plymouth moved to amend the substitute amendment for House File No. 1, as printed in the Journal, by striking from the eighth line of Section Two (2) the words, "or special."

Amendment adopted.

Flugum of Winnebago moved to amend House File No. 1 by striking out the word "shall" in the thirteenth line of Section Two (2), as printed in the Journal, and inserting the word "may" in lieu thereof.

Amendment lost.

Arney of Marshall moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Wilson, Wolfe, Youde, Mr. Speaker—82.

The nays were:

Baird, Flugum, Mann, Price—4.

Absent or not voting:

Balluff, Beery, Calkins, Cassady, Clarke, Clary, Dow, Darrah, Fox, Hanna, Heles, Holmes, Kellogg, Koontz, Lowrey, Miller of Bremer, Schroeder, Sheldon, Sparks, Springer,, Welden, White—22.

So the bill passed and the title was agreed to.

On motion of Corrie of Ida, House File No. 312, a bill for an act authorizing the Executive Council to build walks and steps and make necessary repairs around the Capitol building and grounds and make an appropriation therefor, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Hume, Jewell, Jones, Kelley, Kendall, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Balluff, Beery, Cassady, Clark, Clary, Darrah, Dow, Hanna, Holmes, Inman, Kellogg, Koontz, Kull, Lowrey, Miller of Bremer, Schroeder, Sheldon, Springer, Welden—19.

So the bill passed and the title was agreed to.

On motion of Van Houten of Taylor, House File No. 197; a bill for an act to legalize the acts of the city council of the city of Bedford in the adoption of the "revised ordinances" of said city and establishing a permanent grade and annexation of territory thereto, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Dunn, Dye of Decatur, Earle, Elliott, Feay, Feely, Fenn, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harvey, Heles, Hickey, Hume, Jones, Kelley, Kendall, Kull, Lee, Lister, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Wilson, Wolfe, Youde, Mr. Speaker—77.

The nays were :

Doran, Dow, Flugum—3.

Absent or not voting :

Balluff, Bergeson, Cassady, Clarke, Clary, Darrah, Drury, Dye of Pottawattamie, Felt, Hanna, Harding, Holmes, Inman, Jones, Kellogg, Koontz, Lowrey, McElrath, Miller of Bremer, Ofill, Schroeder, Sheldon, Sparks, Springer, Stoltenberg, Weeks, Welden, White—28.

So the bill passed and the title was agreed to.

On motion of Stillman of Greene, House Joint Resolution No. 2, a bill for an act proposing an amendments to the constitution of the State of Iowa, additional to Section Eighteen (18) of Article One (1) of said constitution, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

DeMar of Davis in the chair.

Stillman of Greene moved that the rule be suspended, that the joint resolution be considered engrossed and read a third time now, which motion prevailed, and the joint resolution was read a third time.

#### HOUSE JOINT RESOLUTION NO. 2.

House Joint Resolution No. 2, proposing an amending to the Constitution of the State of Iowa, additional to Section Eighteen (18) of Article One (1) of said Constitution:

*Be It Resolved by the General Assembly of the State of Iowa:*

That there be added to Section Eighteen (18) of Article One (1) of the constitution of the State of Iowa the following:

"The General Assembly, however, may pass laws permitting the owners of land to construct drains, ditches, and levees for agricultural, sanitary and mining purposes across the lands of others, and provide for the organization of drainage districts, vest the proper authorities with power to construct and maintain levees, drains, and ditches and to keep in repair all drains, ditches, and levees heretofore constructed under the laws of the State by special assessments upon the property benefited thereby. The General Assembly may provide by law for the condemnation of such real estate as shall be necessary for the construction and maintenance of such drains, ditches, and levees, and prescribe the method of making such condemnation." Be it further

...*Resolved*, That the foregoing proposed amendment to the constitution of the State of Iowa, having been adopted by the Thirtieth (30th) and the Thirty-first (31st) General Assemblies, in manner and form, and by the majority required by the constitution of the State of Iowa, and the statutes thereof, shall be submitted for ratification or rejection by the electors of the State of Iowa, at the general election for State officers to be held in November, 1908.

On the question, "Shall the joint resolution pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Calkins, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hume, Inman, Jewell, Jones, Kelly, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offil, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wolfe, Youde—87.

The nays were:

None.

Absent or not voting:

Balluff, Brandes, Cassady, Clarke, Clary, Darrah, Felt, Hanna, Hickey, Holmes, Kellogg, Koontz, Miller of Bremer, Shroeder, Sheldon, Sparks, Springer, Sullivan, Welden, Wilson, Mr. Speaker—21.

So the joint resolution passed and the title was agreed to.

On motion of Schoenenberger of Madison, House File No. 16,

a bill for an act relating to road tax and amending Section Fifteen Hundred and Twenty-eight (1528) of the Code and Supplement to the Code, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Lee of Emmet moved to amend the substitute amendment to House File No. 16 by striking out all of Paragraph Two (2), Section One (1), down to and including the semicolon.

Speaker Kendall in the chair.

Roll call demanded by Lee of Emmet, seconded by Teter of Marion.

On the question, "Shall the amendment be adopted?"

The yeas were:

Anderson, Arney, Bascom, Blackmore, Calkins, Conn, Dow, Dunn, Hackler, Hanson, Harding, Heles, Hume, Inman, Jones, Kelley, Kellogg, Kull, Lee, Lister, McAllister, McDonald, McElrath, Mann, Marston, Miller of Dubuque, Paul, Reaney, Shaffer, Springer, Webster, Weeks, White—33.

The nays were:

Allred, Baird, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Corrie, Gottrell, Darrah, Demar, Dewell, Dodds, Doran, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Grier, Hambleton, Harvey, Hickey, Jewell, Kendall, Koontz, Lowrey, Mason, Mercer, Meredith, Moore, Morris, Nix, Offil, Pierce, Price, Reitz, Ritter, Schoenberg-er, Schulte, Sidey, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Wilson, Youde, Mr. Speaker—56.

Absent or not voting:

Balluff, Cassady, Clarke, Clary, Felt, Greenwood, Hanna, Holmes, Maben, Miller of Bremer, Schroeder, Sheldon, Smith, Sparks, Sullivan, Welden, Wolfe—17.

So the amendment was lost.

Reaney of Louisa moved to amend House File No. 16 by striking out Section Three (3).

Amendment lost.

Kull of Howard moved to amend House File No. 16 by striking out from line seven of Section One (1), as printed in the Journal, the word "two" and inserting the word "one" in lieu thereof.

Amendment lost.

Corrie of Ida moved to amend House File No. 16 by inserting between the words "may" and "be" in the seventh line of Section One (1), as printed in the Journal, the words "by order of the township trustees."

Amendment lost.

Drury of Sac moved to amend House File No. 16 by inserting between the words "labor" and "on" in the seventh line of Section One (1), as printed in the Journal, the words "all to be performed with the King road drag."

Amendment lost.

Schoenenberger of Madison moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Baird, Bascom, Bauman, Beery, Bergeson, Bonwell, Brandes, Calkins, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Geneva, Greenwood, Hambleton, Hanna, Harding, Harvey, Hickey, Jewell, Kendall, Lowrey, Mason, Mercer, Meredith, Moore, Morris, Nix, Offil, Pierce, Price, Reitz, Ritter, Schoenenberger, Schulte, Sidey, Smith, Sparks, Stewart, Stoltenberg, Swan, Swift, Teter, Van Houten, Youde, Mr. Speaker—58.

The nays were:

Anderson, Arney, Blackmore, Bixby, Conn, Dow, Felt, Flugum, Grier, Hackler, Hanson, Heles, Hume, Inman, Jones, Kelley, Kellogg, Kull, Lee, Lister, McAllister, McDonald, McElrath, Mann, Marston, Miller of Dubuque, Moore, Paul, Reaney, Shaffer, Springer, Stillman, Webster, Weeks, White, Wolfe—36.

Absent or not voting:

Balluff, Casady, Clarke, Clary, Dunn, Fox, Holmes, Koontz, Maben, Schroeder, Sheldon, Sullivan, Welden, Wilson—14.

So the bill passed and the title was agreed to.

On motion of Pierce of Buena Vista, Senate File No. 54, a bill for an act to amend the law as it appears in Title Seven (7), Chapter Two (2), Section Fourteen Hundred and Thirty-two (1432), relating to certificates of purchase, and providing for renewal of lost or destroyed certificates of purchase, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Mr. Pierce moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kull, Lee, Lowrey, McAllister, McDonald, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Swan, Swift, Van Houten, Weeks, White, Yude—77.

The nays were:

None.

Absent or not voting:

Balluff, Bauman, Bergeson, Cassady, Clarke, Clary, Dewell, Dunn, Fox, Holmes, Kellogg, Kendall, Koontz, Lister, McElrath, Maben, Meredith, Miller of Bremer, Price, Schroeder, Sheldon, Sparks, Springer, Stoltenberg, Sullivan, Teter, Webster, Welden, Wilson, Wolfe, Mr. Speaker—31.

So the bill passed and the title was agreed to.

Unanimous consent having been given, Weeks of Guthrie withdrew House File No. 289 from the Committee on Compensation of Public Officers, and from further consideration of the House.

Unanimous consent having been given, Kelley of Polk withdrew

House File No. 99 from the Committee on Fish and Game, and from further consideration of the House.

On motion of Bauman of Van Buren, the House adjourned until 1:30 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

LEAVE OF ABSENCE GRANTED.

On request of DeMar of Davis, leave of absence was granted McDonald of Carroll until Monday.

On request of Springer of Buchanan, leave of absence was granted Koontz of Johnson until Monday.

REPORTS OF COMMITTEES.

Meredith of Cass, from the Committee on Railroads and Commerce, submitted the following report:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 63, a bill for an act to repeal Section Two Thousand and Fifty-seven (2057) of the Code, relating to fences required to be constructed by railroad companies, and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adopting the following substitute therefor:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 63.

A BILL for an act to repeal Section Two Thousand and Fifty-seven (2057) of the Code, relating to fences required to be constructed by railroad companies, and enacting a substitute therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Two Thousand and Fifty-seven (2057) of the Code be and the same is hereby repealed and the following enacted in lieu thereof:

All railway corporations owning or operating a line of railway within the State shall construct, maintain, and keep in repair a suitable fence of posts and barb wire or woven wire, or both combined, or posts and boards or any other fence which the fence viewers shall determine shall be equivalent thereto, on each side of the track thereof, so connected with cattle guards at all public road crossings as to prevent cattle, horses,

sheep, swine, and other live stock from getting on the railroad tracks. Such tracks shall be fenced within six months after the completion of the same or any part thereof. Such fence when of barb wire shall be of five wires; when of barb wire and woven wire it shall consist of three barb wires above and woven wire not less than twenty-four inches wide at the bottom, or it may consist entirely of woven wire, in which event the woven wire shall be not less than fifty inches wide; all of the above to be securely fastened to posts not more than twenty feet apart, the top of such fences to be not less than fifty-four inches high, or such fences may consist of five boards securely nailed to posts set not more than eight feet apart, and to be not less than fifty-four inches high; provided, however, that where such fences are constructed entirely of barb wire, in addition to the above, on the written request of any person owning land abutting such right-of-way, who has constructed and is maintaining around his said land or any part thereof a hog-tight fence on all sides thereof except such right-of-way, such railroad corporations shall re-enforce such right-of-way fence with such additional barb or woven wire as is necessary to make it hog tight. Fences repaired or rebuilt shall conform to the foregoing provisions. Nothing in this or the following sections shall be construed to compel a railway company operating a third class line to fence its roads through the land of any farmer or other person who by written agreement with such company waives the fencing thereof.

And when so amended that the bill do pass.

C. A. MEREDITH,

*Chairman.*

Adopted.

Stillman of Greene, 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. 47, a bill for an act regulating disbursements of domestic life insurance companies.

Also:

House File No. 81, a bill for an act to amend Section Five Hundred Twenty (520) of the Code, in relation to the examination of witnesses by the Coroner, and to provide for a reporter to be appointed by the Coroner at inquests or investigations, and making provision for the payment thereof.

Also:

House File No. 111, a bill for an act to define and punish lewd, immoral, and lascivious acts, and to provide penalty for the same.

Also:

House File No. 114, a bill for an act to legalize certain acknowledgments and administrations of oaths.

Also:

House File No. 164, a bill for an act to amend Section Seven Hundred (700) of the Supplement to the Code, relating to licensing and regulation of keepers of intelligence or employment offices.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 47, a bill for an act regulating disbursements of domestic life insurance companies.

Also:

House File No. 81, a bill for an act to amend Section Five Hundred Twenty (520) of the Code, in relation to the examination of witnesses by the Coroner, and to provide for a reporter to be appointed by the Coroner at inquests or investigations, and making provision for the payment thereof.

House File No. 111, a bill for an act to define and punish lewd, immoral and lascivious acts and to provide penalty for the same.

Also:

House File No. 114, a bill for an act to legalize certain acknowledgments and administrations of oaths.

Also:

House File No. 164, a bill for an act to amend Section Seven Hundred (700) of the Supplement to the Code, relating to the licensing and regulation of keepers of intelligence or employment offices.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate Joint Resolution No. 2, a joint resolution of the Thirty-second General Assembly of the State of Iowa, making application to the Congress of the United States to call a convention for proposing amendments to the Constitution of the United States.

Also:

Senate File No. 78, a bill for an act to provide for the examination and regulation of graduate nurses. Also, to regulate the practice of nursing by graduate nurses and to provide a penalty for the violation thereof.

Also:

Senate File No. 184, a bill for an act to amend Section One Thousand Eight Hundred and Seventy-three (1873) of the Code, relating to publication of reports of banks.

Also:

Senate File No. 195, a bill for an act amendatory of and additional to Section Nine Hundred Twelve (912) of the Code, in relation to the issuance of certificates or bonds in anticipation of special taxes by towns.

PAUL E. STILLMAN,

*Chairman House Committee.*

W. B. SEELEY,

*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval House File No. 47, a bill for an act regulating disbursements of domestic life insurance companies.

Also:

House File No. 81, a bill for an act to amend Section Five Hundred Twenty (520) of the Code, in relation to the examination of witnesses by the Coroner, and to provide for a reporter to be appointed by the Coroner at inquests or investigations, and making provision for the payment thereof.

Also:

House File No. 111, a bill for an act to define and punish lewd, immoral, and lascivious acts, and to provide penalty for the same.

Also:

House File No. 114, a bill for an act to legalize certain acknowledgments and administrations of oaths.

Also:

House File No. 164, a bill for an act to amend Section Seven Hundred (700) of the Supplement to the Code, relating to the licensing and regulation of keepers of intelligence or employment offices.

PAUL E. STILLMAN,

*Chairman.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Webster of Muscatine, House File No. 397:

A BILL for an act to amend Section Four Hundred Forty-eight (448) of the Code, relating to borrowing money for the erection of public buildings in counties having population of forty thousand or over.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Four Hundred Forty-eight (448) of the Code be and the same is hereby amended as follows:

By striking out the word "forty" as it appears in the fifth line of said Section and inserting in lieu thereof the words "twenty-five."

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

Read first and second time and passed on file.

By Price of Warren, House File No. 398, a bill for an act to prohibit the service of certain male animals for breeding purposes within six hundred (600) feet of a public school building during terms of school, and providing penalties for a violation of this act.

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

#### MESSAGES FROM THE SENATE.

The following messages were 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. 249, a bill for an act relating to establishment, erection, purchase and operation of certain public utilities and the granting of franchise for same.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 222, a bill for an act fixing the amount supervisors may allow for the burial of deceased soldiers.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 206, a bill for an act relative to motor vehicles.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 84, a bill for an act to create a board of regents for the educational institutions of the State, prescribing its duties, and to provide for the management and control of said schools.

*Secretary.*

GEO. A. NEWMAN,

Also:

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

House File No. 77, a bill for an act to prohibit the use of toy pistols, firecrackers, dynamite caps and blank cartridges.

GEO. A. NEWMAN,

*Secretary.*

SENATE MESSAGES CONSIDERED.

Senate File No. 206, a bill for an act to amend Sections Two (2), Four (4) and Five (5) of Chapter Fifty-three (53) of the acts of the Thirtieth General Assembly, in regard to motor vehicles.

Read first and second time and passed on file.

Senate File No. 215, a bill for an act to amend the law as it appears in Sections Six Hundred Seventy-nine-a (679-a), Six Hundred Seventy-nine-f (679-f), Six Hundred Seventy-nine-g (679-g) and Six Hundred Seventy-nine-h (679-h) of the Supplement to the Code, relating to Board of Police and Fire Commissioners in certain cities of the first class and cities under special charter, and providing for the taking effect thereof.

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

Senate File No. 175, a bill for an act to amend the law as it appears in Section Two Hundred Fifty-five (255) of the Supplement to the Code, relating to superior courts.

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

Senate File No. 249, a bill for an act to amend Section Nine Hundred and Fifty-five (955) of the Code, relating to the establishment, erection, purchase, lease, maintainance or operation of certain public utilities and the granting of franchises for the same, so as to include heating plants.

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

Senate File No. 222, a bill for an act to amend Section Four Hundred and Thirty-three (433), Title Four (4), Chapter Two (2), of the Code and amendatory acts thereof, fixing the amount supervisors may allow for the burial of deceased soldiers.

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

Senate File No. 84, a bill for an act to create a Board of Regents for the State University, the College of Agriculture and Mechanic Arts, and the Normal School, and to prescribe its duties and to provide for the management and control of the State University, the College of Agriculture and Mechanic Arts, and the Normal School, to make appropriations therefor, and to define certain offenses and provide penalties therefor, and to repeal Sections Two Thousand Six Hundred Seventeen (2617), Two Thousand Six Hundred Eighteen (2618), Two Thousand Six Hundred Nineteen (2619), Two Thousand Six Hundred Twenty (2620), Two Thousand Six Hundred Thirty-five (2635), Two Thousand Six Hundred Thirty-six (2636), Two Thousand Six Hundred Forty-two (2642), Two Thousand Six Hundred Forty-six (2646), Two Thousand Six Hundred Forty-seven (2647), Two Thousand Six Hundred Fifty (2650), Two Thousand Six Hundred Fifty-one (2651), Two Thousand Six Hundred Fifty-two (2652), Two Thousand Six Hundred Fifty-three (2653) Two Thousand Six Hundred Sixty-eight (2668), Two Thousand Six Hundred Sixty-nine (2669), Two Thousand Six Hundred Seventy (2670), Two Thousand Six Hundred Eighty-one (2681) of the Code and the law as it appears in Sections Two Thousand Seven Hundred Twenty-seven-a-fifty-three (2727-a-53), Two Thousand Seven Hundred Twenty-seven-a-fifty-four (2727-a-54), Two Thousand Seven Hundred Twenty-seven-a-fifty-five (2727-a-55), Two Thousand Seven Hundred Twenty-seven-a-fifty-six (2727-a-56) of the Supplement to the Code, and to repeal all acts and parts of acts inconsistent with this act.

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

#### CONSIDERATION OF BILLS.

On motion of Jones of Montgomery, Senate File No. 224, a bill for an act making an appropriation to enable the State Railroad Commission to make an investigation of railway freight rates, with

report of committee recommending passage, was taken up and considered.

Mr. Jones moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hume, Inman, Jewell, Jones, Kendall, Kull, Lee, Lister, McAllister, Maben, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, White, Wilson, Youde, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Balluff, Calkins, Cassady, Clarke, Clary, Dunn, Feely, Hanna, Hickey, Holmes, Kelley, Kellogg, Koontz, Lowrey, McDonald, McElrath Meredith, Miller of Bremer, Offill, Schroeder, Sheldon, Sidey, Sparks, Swift, Welden, Wolfe—26.

So the bill passed and the title was agreed to.

On motion of Miller of Bremer, House File No. 73, a bill for an act to amend the law as the same appears in Section One Thousand Three Hundred and Four-a (1304-a) of the Supplement to the Code, relating to the exemption of property from taxation, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Kendall, Kull, Lee, Lister, Lowrey, McAllister, Maben, Mann, Marston, Mercer, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, White, Wilson, Youde, Mr. Speaker—81.

The nays were :

None.

Absent or not voting :

Anderson, Bergeson, Cassady, Clarke, Clary, Dunn, Fox, Hanson, Holmes, Jones, Kelley, Kellogg, Koontz, McDonald, McElrath, Mason, Meredith, Moore, Ofill, Schroeder, Sheldon, Sidey, Smith, Webster Weeks, Welden, Wolfe—27.

So the bill passed and the title was agreed to.

On motion of Blackmore of Worth, House File No. 281, a bill for an act to appropriate not to exceed Five Thousand Dollars (\$5,000) for experiments in animal breeding and feeding, as amended by substitute, was taken up and considered.

Doran of Boone moved to amend House File No. 281 by striking out the words and figures "Five Thousand Dollars (\$5,000)" in the fifth line of Section One (1) of the substitute, as printed in the Journal, and inserting the words and figures "Seven Thousand Five Hundred Dollars (\$7,500)" in lieu thereof.

Amendment adopted.

Blackmore of Worth moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bauman, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lister, McAllister, Maben, Mann, Marston, Mason, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Weeks, White, Wilson, Youde, Mr. Speaker—81.

The nays were :

None.

Absent or not voting :

Balluff, Cassady, Clarke, Clary, Conn, Dodds, Dunn, Harding, Holmes, Kellogg, Koontz, Lowrey, McDonald, McElrath, Mercer, Meredith, Offil, Price, Reitz, Schroeder, Sheldon, Sidey, Smith, Teter, Webster, Welden, Wolfe—27.

So the bill passed.

Doran of Boone moved to amend the title of House File No. 281 by striking out the words and figures "Five Thousand Dollars (\$5,000)" and inserting in lieu thereof the words and figures "Seven Thousand Five Hundred Dollars (\$7,500)."

Amendment adopted and title, as amended, agreed to.

On motion of Jones of Montgomery, House Joint Resolution No. 4, approving estimates of cost, plans and specifications of library building at Cedar Falls, with report of committee recommending passage, was taken up and considered.

Mr. Jones moved that the rule be suspended, that the joint resolution be considered engrossed and read a third time now, which motion prevailed, and the joint resolution was read a third time.

#### HOUSE JOINT RESOLUTION NO. 4.

JOINT RESOLUTION approving estimates of cost, plans, and specifications of library building at Cedar Falls.

WHEREAS, The Board of Regents of the State Normal School at Cedar Falls, Iowa, has submitted to the Thirty-second General Assembly of the

State of Iowa estimates of cost, plans, and specifications of a building to be used as a library building, to be erected under the provisions of Chapter One Hundred and Eighty-six (186) of the acts of the Thirty-first General Assembly; and,

WHEREAS, Said estimates of cost, plans, and specifications are in every way proper and suitable; therefore, be it

*Resolved by the General Assembly of the State of Iowa*, That said estimates of cost, plans, and specifications are hereby approved, and the Board of Regents of said school are hereby authorized to erect said building thereunder.

On the question, "Shall the joint resolution pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lowrey, Lister, McAllister, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Weeks, White, Wilson, Youde, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Cassady, Clarke, Clary, Conn, Darrah, Dunn, Hanna, Hickey, Holmes, Kellogg, Koontz, McDonald, McElrath, Offil, Reaney, Schroeder Sheldon, Webster, Welden, Wolfe—20.

So the joint resolution passed and the title was agreed to.

On motion of Sullivan of Polk, Senate File No. 80, a bill for an act appropriating money to J. H. Cownie, Jr., R. R. McCutchen and F. M. Hubbell, as trustees, to reimburse them for the funds advanced and used in the purchase of a tract of land for the State as an addition to the State Fair Grounds, was taken up and considered.

Stewart of Washington moved to amend Senate File No. 80 by adding to Section Two (2) the words: "The transfer of all streets and alleys in said tract to be made by the city of Des Moines to the State of Iowa without compensation."

Amendment lost.

Sullivan of Polk moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Corrie, Cottrell, Darrah, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Hume, Inman, Jones, Kelley, Kendall, Lee, Lister, Lowrey, McAllister, Maben, Mann, Marston, Mercer, Meredith, Morris, Nix, Pierce, Reaney, Ritter, Schoenenberger, Shaffer, Smith, Springer, Stewart, Stillman, Swan, Webster, Weeks, White, Wilson, Wolfe, Youde—67.

The nays were:

DeMar, Heles, Kull, Miller of Bremer, Miller of Dubuque, Moore, Paul, Price, Schulte, Sidey, Sparks, Sullivan, Swift, Teter, Van Houten, Mr. Speaker—16.

Absent or not voting:

Baird, Bauman, Cassidy, Clarke, Clary, Conn, Dunn, Fenn, Grier, Harding, Harvey, Hickey, Holmes, Jewell, Kellogg, Koontz, McDonald, McElrath, Mason, Oml, Reitz, Schroeder, Sheldon, Stolt-  
enberg, Welden—25.

So the bill having failed to receive the votes of two-thirds of the members of the House was declared to be lost.

Moore of Linn moved to reconsider the vote by which Senate File No. 80 failed to pass the House, and by which it passed to its third reading.

Motion prevailed.

On motion of Van Houten of Taylor, Senate File No. 80 was made a special order for next Tuesday morning at 11 o'clock.

## EXPLANATION OF VOTE.

MR. SPEAKER—I vote “no” on Senate File No. 80 because I believe the price paid for this land was exorbitant.

HERMAN KULL.

On motion of Drury of Sac, Senate File No. 208, a bill for an act to amend Section Thirty-six (36) of the Code, relative to the publication of the acts of the General Assembly, with report of committee recommending passage, was taken up and considered.

Mr. Drury moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, “Shall the bill pass?”

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lister, Lowrey, McAllister, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Balluff, Bauman, Cassady, Clarke, Clary, Corrie, Dunn, Hickey, Holmes, Kellogg, Koontz, Lee, McDonald, McElrath, Offill, Schroeder, Sheldon, Sparks, Welden—19.

So the bill passed and the title was agreed to.

## MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 253 failed to pass the House and by which it passed to its third reading.

A. W. KENDALL.

I second the motion.

WM. H. HICKEY.

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, House Files No. 47, 81, 111, 114, 164; Senate Joint Resolution No. 2 and Senate Files No. 78, 184, 195.

Paul of Jones withdrew the motion which had been filed to reconsider the vote on House File No. 363.

Hambleton of Mahaska withdrew the motion which had been filed to reconsider the vote on House File No. 168.

On motion of Weeks of Guthrie the House adjourned until 2 o'clock Monday afternoon.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 11, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. F. W. Mutchler of Bayard.

Journal of Saturday, March 9, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Blackmore of Worth presented petition of citizens of Northwood relative to House File No. 338.

Referred to Committee on Appropriations.

Harding of Woodbury presented petition of Trades and Labor Assembly of Sioux City relative to Assumption of Risk Bill.

Referred to Committee on Judiciary.

Feely of Black Hawk presented petition of citizens of Black-Hawk county relative to House File No. 243.

Referred to Committee on Fish and Game.

Mason of Lee presented petition of mayor and members of the city council of Keokuk relative to House File No. 278.

Referred to Committee on Municipal Corporations.

## LEAVE OF ABSENCE GRANTED.

On request of Drury of Sac, leave of absence was granted Kendall of Clinton until Wednesday.

On request of Nix of Union, leave of absence was granted Offill of Jasper until Tuesday.

## NOTICE OF INTRODUCTION OF BILL.

Lee of Emmet filed the following notice:

MR. SPEAKER—I hereby give notice, under provisions of Joint Rule No. 10, that I will introduce in the House, Senate File No. 27, as House File No. —.

N. J. LEE.

On motion of Jones of Montgomery, House Files No. 273 and 274 were made a special order for Thursday morning, March 14th, at 10 o'clock.

Unanimous consent having been given, Lee of Emmet withdrew House File No. 353 from the Committee on Printing and from further consideration of the House.

## REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 394, a bill for an act regulating attorneys' fees in suits arising out of claims for damages for personal injuries, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 271, a bill for an act to encourage home ownership, provide for necessary sanitation, and equitable valuation of real estate for taxation and prevent the collection of usurious rents, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 339, a bill for an act additional to Chapter Three (3), Title Sixteen (16), of the Code, in relation to divorce and alimony, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 261, a bill for an act to amend Section Sixteen Hundred and Ten (1610) of the Supplement to the Code, relating to “articles of incorporation and incorporation fees,” beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 365, a bill for an act to require public service corporations to make reports to the Secretary of State and the cities where located, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 343, a bill for an act to amend Section Three Thousand Four Hundred Fifty-six (3456) of the Code, relating to limitation of actions, and providing for the revival of causes of actions founded on contract, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 181, a bill for an act to amend Section Six (6) and Chapter Eleven (11) of the laws of the Thirtieth General Assembly, entitled “An act enlarging the powers of the District Court, and to regulate the treatment and control of dependent, neglected and delin-

quent children (additional to Chapter Five (5), Title Three (3) of the Code, relating to the District Court),” beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 69, a bill for an act to amend the law as it appears in Section Thirty-five Hundred and Twenty-nine (3529) of the Supplement to the Code, relating to the service of original notices upon steamboat or other river craft, or any telegraph, telephone, stage, coach or car line, express company or foreign corporation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 205, a bill for an act providing for special assessments for sidewalks and street improvements in cities and towns upon the right-of-way of any railroad company fronting or abutting upon a street, highway, avenue, alley, public ground, wharf, landing or market place the same as upon any land or lot therein, and providing for the collection 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 do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 171, a bill for an act to prohibit the making or publishing of false or exaggerated statements or publications of or concerning the affairs, pecuniary condition or property of any corporation, or joint stock association, which said statements or publications are intended to give or shall have a tendency to give a less or greater apparent value to the shares, bonds or property, or any part thereof, of said corporation or joint stock association than the said shares, bonds or property shall really and in fact possess, and providing a penalty therefor, beg leave to report that they have had the

same under consideration and have instructed me report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 238, a bill for an act to legalize county certificates issued by County Superintendent prior to October 1, 1906, and to declare the rights of the holders 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 do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 368, a bill for an act to authorize the construction of a lock canal between Spirit Lake and East Okoboji Lake, in Dickinson 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 392, a bill for an act to amend Subdivision Sixteen (16) of Section Six Hundred and Sixty-eight (668) of the Code, in relation to the duties of city council, and amending said Subsection Sixteen (16) and making the same apply to cities of the second class, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 323, a bill for an act to amend Section Fifteen Hundred Sixty-six-a (1566-a), Supplement to the Code, relating to publication of reports, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 14, a bill for an act to prohibit the corrupt influencing of agents, employes or servants in relation to the principal's, employer's or master's business, and to provide 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 the recommendation that the same be amended by adopting in lieu thereof the following substitute:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 14.

A BILL for an act to prohibit the corrupt influencing of agents, representatives, employes, officers of a private corporation, or public officers acting in behalf of a principal in any business transaction and provide a penalty therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. It shall be unlawful for any agent, representative, employe, officer or any agent of a private corporation; or a public officer acting in behalf of a principal in any business transaction, to receive, for his own use, directly or indirectly, any gift, commission, discount, bonus, or gratuity connected with, relating to or growing out of such business transaction; and it shall be likewise unlawful for any person, whether acting in his own behalf or in behalf of any co-partnership, association or corporation, to offer, promise or give directly or indirectly any such gift, commission, discount, bonus or gratuity.

Any person violating the provisions of this act or any of them shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than Twenty-five Dollars (\$25.00), nor more than Five Hundred Dollars (\$500.00), or by imprisonment in the county jail for not more than one year, or by both such fine and imprisonment.

SEC. 2. No person shall be excused from attending, testifying, or producing books, papers, contracts, agreements and documents before any court or in obedience to the subpoena of any court having jurisdiction of the misdemeanor on the ground or for the reason that the testimony or evidence, documentary, or otherwise, required of him, may tend to incriminate him or to subject him to a penalty or forfeiture. But no person shall be liable to any criminal prosecution, for or on account of any transaction, matter or thing concerning which he may testify or produce evidence, documentary or otherwise, before said court or in obedience to its subpoena or in any such case or proceeding, provided, that no person so testifying or producing any such books, papers, contracts, agreements or documents shall be exempted from prosecution and punishment for perjury committed in so testifying.

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 175, a bill for an act to amend the law as it appears in Section Two Hundred Fifty-five (255) of the Supplement to the Code, relating to superior courts, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 380, a bill for an act to legalize the incorporation of the town of Garwin, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the officials of said town while acting as such, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Lowrey of Calhoun, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House File No. 108, a bill for an act to limit the indebtedness of state and savings banks, and repealing Section Eighteen Hundred Fifty-five (1855) 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 amended by adopting the following substitute therefor:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 108.

A BILL for an act repealing Section Eighteen Hundred and Fifty-five of the Code and enacting a substitute therefor, limiting the indebtedness of state and savings banks.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. Section Eighteen Hundred and Fifty-five (1855) of the Code be, and the same is, hereby repealed and the following enacted in lieu thereof:

SEC. 2. State and savings banks may contract indebtedness or liability for the following purposes only: for necessary expenses in managing and transacting their business, for deposits, and to pay

depositors; provided, that in pursuance to an order of the board of directors previously adopted, other liabilities not in excess of an amount equal to the capital stock may be incurred.

SEC. 3. All acts or parts of acts in conflict with this act are hereby repealed.

SEC. 4. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa.

And when so amended that the bill do pass.

J. H. LOWREY,  
*Chairman.*

Adopted.

Conn of Butler, from the Committee on Insurance, submitted the following reports:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 273, a bill for an act to require an annual apportionment and accounting of life insurance policies, beg leave to report 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:

On page two of the printed bill, Section Three (3), as printed therein, shall be stricken out and the following substituted in lieu thereof:

SEC. 3. The holder of each and every participating policy after December 31st, 1907, shall, on or before the end of the third policy year, and annually thereafter, have submitted to him the following options for the application of the apportioned surplus as hereinbefore provided, and shall be permitted to determine under which of such options the surplus shall be applied:

1. Paid in cash, or
2. Applied toward the payment of any premium or premiums, or
3. Applied to the purchase of paid up additions to the policy, or
4. Remain with the company, subject to the right of the insured to withdraw the same with all accumulations thereon at any anniversary of the policy.

Companies may require policyholders desiring to select option number three to furnish evidence of good health, but shall not require such evidence where the selection has once been made and continuously adhered to.

If within thirty days after the end of any policy year the insured fails to designate the manner of the application of the surplus, as hereinabove provided, the company shall apply the same to the payment of premiums, if any be due, otherwise to be paid in cash.

One page two of the printed bill, Section Four (4), at line nine, after the word "therefor" insert the words "within six months from date of surrender."

And when so amended that the bill do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

Also :

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 274, a bill for an act to require an annual apportionment and accounting of surplus of life insurance companies as to policies heretofore issued, beg leave to report 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:

In Section One (1), at line eleven of the printed bill, after the word "shall" in said line, strike out the words "also at the time of mailing of the annual premium notice," and insert in lieu thereof the words "on request."

And when so amended that the bill do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

Also :

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 360, a bill for an act to regulate the soliciting and using of proxies by insurance companies, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

STANLEY CONN.  
*Chairman.*

Adopted.

Also :

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 286, a bill for an act to amend Section One Thousand Seven Hundred Eighty-nine (1789) of the Code, relating to the assignment of life insurance policies, beg leave to report 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.

STANLEY CONN,  
*Chairman.*

Adopted.

Stoltenberg of Scott, from the Committee on Private Corporations, submitted the following report :

MR. SPEAKER—Your Committee on Private Corporations, to whom was referred Senate File No. 50, a bill for an act regulating the election or appointment of the directors or other persons by whom the affairs of corporations organized on the stock plan for transacting the busi-

ness of life or fire insurance companies are to be conducted, so as to secure proportionate representation to minority stockholders, and providing for the election of directors nominated by a minority of the stockholders (additional to Chapters One (1), Four (4), Six (6), Seven (7), and Eight (8) of Title Nine (9) of the Code), beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

A. H. STOLTENBERG,  
*Chairman.*

Adopted.

Lister of Grundy, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred Senate File No. 136, a bill for an act to amend Section Fourteen (14) of Chapter One Hundred and Sixty-six (166) of the laws of the Thirty-first General Assembly, relating to the sale of canned goods, beg leave to report 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 LISTER,  
*Chairman.*

MINORITY REPORT ON SENATE FILE NO. 136.

MR. SPEAKER—The minority of your Committee on Agriculture, to whom was referred Senate File No. 136, a bill for an act amending Chapter Fourteen (14) of Chapter One Hundred and Sixty-six (166) of the laws of the Thirty-first General Assembly, relating to the sale of canned goods, beg leave to report 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 the period (.) in the last line of the bill and inserting a semicolon (;) in lieu thereof and adding the following:

“Provided, however, that the exemption herein provided for shall apply only to such canned corn and peas as shall be labeled ‘Packed prior to 1906,’ such label to conform to the requirements of Section Nine (9) of Chapter One Hundred Sixty-six (166) of the laws of the Thirty-first General Assembly, except as to the contents thereof.”

And when so amended that the bill do pass.

G. H. VAN HOUTEN,  
W. P. ALLRED,  
JOHN LISTER,  
W. H. HANNA,  
J. F. MORRIS,  
*Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 203, a bill for an act to amend Section Four Thousand

Nine Hundred Sixty-nine (4969) of the Code, relating to the inhuman treatment of animals, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

JOHN LISTER,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 295, a bill for an act amending Section Sixteen Hundred and Fifty-seven-D (1657-D) and Section Sixteen Hundred and Fifty-seven-E (1657-E) of the Supplement to the Code, relating to the method of electing directors of the State Board of Agriculture, beg leave to report 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.

JOHN LISTER,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 207, a bill for an act to repeal Sections Four Hundred and Fifty-eight (458) and Four Hundred and Fifty-nine (459) of the Code and to enact a substitute therefor, relating to taxation of dogs and injuries to domestic animals, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out the words and figures "ninety (90)" in lines fifteen and sixteen of Section Four (4) and that the words and figures "seventy-five (75)" be inserted in lieu thereof, and by striking out the words and figures "two dollars (\$2.00)" in lines five and six of Section One (1) and by inserting the words and figures "three dollars (\$3.00)" in lieu thereof, and when so amended that the bill do pass.

JOHN LISTER,  
*Chairman.*

Adopted.

McAllister of Linn, from the Committee on Military, submitted the following reports:

MR. SPEAKER—Your Committee on Military, to whom was referred House File No. 378, a bill for an act in regard to admission to the Soldiers' Home and payment for support by members, beg leave to report 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 MCALLISTER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Military, to whom was referred House File No. 348, a bill for an act to amend the law as it appears in Section Twenty-six Hundred and Eight (2608) of the Supplement of the Code, relating to the Soldiers' Home at Marshalltown, beg leave to report 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 McALLISTER,  
*Chairman.*

Adopted.

Drury of Sac, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 243, a bill for an act to provide for the licensing of persons to hunt, pursue, kill and take wild animals, birds and game in this State, and the payment of such license fees into the State treasury for the use of the Fish and Game Warden, and the punishment of unauthorized persons for hunting, pursuing, killing and taking of any wild animals, birds or game within the State, and amending Section Twenty-five Hundred and Sixty-two (2562) of the Code, relating to the Deputy Fish and Game Wardens, beg leave to report 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 amendment be adopted:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 243.

A BILL for an act to provide for the licensing of persons to hunt, pursue, kill and take wild animals, birds and game in this State, and the payment of such license fees into the State Treasury for the use of the Fish and Game Warden, and the punishment of unauthorized persons for hunting, pursuing, killing and taking of any wild animals, birds or game within the State, and amending Section Twenty-five Hundred and Sixty-two (2562) of the Code, relating to the Deputy Fish and Game Wardens.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. No person shall hunt, pursue, kill or take any wild animal, bird or game in this State unless he first procures a license therefor as hereinafter provided.

SEC. 2. Any citizen of the State of Iowa over sixteen years of age may procure such license by making application therefor to the clerk of the district court of any county in the State. The clerk may require proof of citizenship and age before granting such license. Such license shall contain a personal description of the licensee, so that he may be identified thereby, and shall be signed in ink by the licensee, and shall not be transferable, and shall be under the seal of said court, and shall grant to the licensee the right to hunt, pursue, kill, take or have in his

possession in any county in the State, any wild animal, bird or game within the time and in the manner provided by law. Every license issued shall expire on the first day of January next succeeding the date of issuance. The Fish and Game warden shall furnish the clerk of the courts of the various counties with blanks for such licenses, which said clerks shall use in issuing the same.

SEC. 3. Every applicant for such license must, upon applying for the same, pay the clerk the sum of one dollar (\$1.00) as license fee.

SEC. 4. No person shall hunt, pursue, kill or take any wild animal, bird or game in this State unless he has in his possession a license, which he must exhibit for inspection to any person on demand, except as herein-after provided.

SEC. 5. The license fees paid under the provisions of this act shall be turned over by the clerks of the district courts of the various counties issuing such licenses to the State Treasurer within thirty (30) days after receipt thereof, and such license fees shall be kept by the State Treasurer as a separate fund for the use of the Fish and Game Warden under the provisions of the law now in force or hereinafter enacted, and the same shall be disbursed and accounted for as provided in Section Twenty-five Hundred and Thirty-nine (2539) of the Code. Any appropriation made by the General Assembly for the use of the Fish and Game Warden shall not be drawn on until the said fund arising from such license fee shall be exhausted.

SEC. 6. A license may be issued, as herein provided, to any person under sixteen (16) years of age, with the written consent of his parents or guardian.

SEC. 7. The owner or owners of any farm lands and the members of their families and the tenants residing on such lands, and the members of their families, or such guests as they may invite, may hunt, pursue, kill or take any wild animal, bird or game, on such farm lands, whenever it is lawful so to do, without procuring a license as herein provided.

SEC. 8. Any person found guilty of violating any of the provisions of this act shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined in any sum not less than twenty-five dollars (\$25.00) nor more than fifty dollars (\$50.00), and costs for each and every offense, and shall stand convicted to the county jail until such fine is paid.

SEC. 9. Prosecution for any violation of any provision of this act may be brought by any person in the name of the State of Iowa, before any court of competent jurisdiction; and it is hereby made the duty of all county attorneys to see that the provisions of this act are enforced in their respective counties, and they shall prosecute all offenders on receiving information of the violation of any provision of this act; and it is also made the duty of all sheriffs, constables and police officers to inform against, and prosecute all persons whom there is a reasonable cause to believe are guilty of violating any of the provisions of this act.

SEC. 10. Section Twenty-five Hundred and Sixty-two (2562) of the Code is hereby amended by striking therefrom the words: "who shall serve without expense to the State".

SEC. 11. This act, being deemed of immediate importance, shall take effect and be in force from and after its passage and publication in the

Register and Leader, and the Des Moines Capital, newspapers published in Des Moines, Iowa.

And when so amended that the bill do pass.

WILL DRURY,  
*Chairman.*

Adopted.

Doran of Boone, from the Committee on Labor, submitted the following report:

MR. SPEAKER—Your Committee on Labor, to whom was referred Senate File No. 192, a bill for an act to amend Section Seven Hundred and Sixty-eight (768) of the Code, relating to vestibules on street cars for the protection of employes operating such cars, beg leave to report 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. R. DORAN,  
*Chairman.*

Adopted.

#### INTRODUCTION OF BILLS.

By McAllister of Linn, House File No. 399, a bill for an act to legalize the establishing of May's Island as a voting place for the voters of Cedar Township, Linn county, Iowa, by the supervisors of Linn county, Iowa.

WHEREAS, The supervisors of Linn county, Iowa, established May's Island as the voting place for the voters of Cedar township, Linn county, Iowa (except Kenwood Park), therefore:

Read first and second time and referred to Committee on Judiciary

By Dodds of Des Moines, House File No. 400, a bill for an act to repeal Chapter One Hundred and Nineteen (119) of the laws of the Twenty-sixth General Assembly.

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

By Bauman of Van Buren, House File No. 401, a bill for an act to legalize the adoption of all ordinances, resolutions, and rules enacted by the council of the town of Stockport, Van Buren county, Iowa, and all acts done by the council of said town.

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

By Hanson of Humboldt, House File No. 402, a bill for an act

to limit the expenses, other than losses, of State mutual hail insurance associations and to limit compensation to be paid to officers, agents, and employes of such associations.

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

By White of Story, House File No. 403, a bill for an act to enlarge the powers and further define the duties of the Board of Railroad Commissioners.

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

By Brandes of Pottawattamie, House File No 404, a bill for an act to amend Section One Thousand Five Hundred and Thirty (1530) of the Supplement to the Code, relating to county road fund and how it is paid out.

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

By Sparks of Wapello (by request), House File No. 405, a bill for an act to amend Section Six Hundred Seventy-four (674) of the Supplement to the Code, relating to the compensation of assessors and deputies.

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

By Sparks of Wapello (by request), House File No. 406, a bill for an act to amend Section Twenty-five Hundred Forty (2540) of the Supplement to the Code, relating to the protection of fish.

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

By Meredith of Cass, House File No. 407, a bill for an act repealing Section Two Thousand Eight Hundred Eighty-one (2881) of the Code, Chapter One Hundred Fifteen (115) of the acts of the Twenty-eighth General Assembly, and Section Six (6) of Chapter One Hundred Fourteen (114) of the acts of the Twenty-eighth General Assembly, relating to employes in the State library, fixing their salaries and providing for their bonds, and enacting a substitute therefor.

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

By Lee of Emmet, House File No. 408, a bill for an act to amend Section Three Hundred Ten (310) of the Supplement to the Code, relating to qualification for admission to the bar.

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

#### CONSIDERATION OF BILLS.

On motion of McAllister of Linn, House File No. 348, a bill for an act to amend the law as it appears in Section Twenty-six Hundred and Eight (2608) of the Supplement to the Code, relating to the Soldiers' Home at Marshalltown, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Inman, Jones, Kelley, Kellogg, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—98.

The nays were:

None.

Absent or not voting:

Cassady, Clarke, Clary, Heles, Hume, Jewell, Kendall, McDonald, Ofill, Sullivan—10.

So the bill passed and the title was agreed to.

Welden of Hardin moved that the remarks of Arney of Marshall in support of House File No. 348, be printed in the Journal.

Motion prevailed.

The following remarks were made by Mr. Arney:

GENTLEMEN—My heart and my judgment both approve this bill. Personal investigation and knowledge of the situation at the Iowa Soldiers' Home have convinced me that the added stipend asked for the members of that institution is a necessary one and one that should be granted without debate simply because it is needed to the just and generous conduct of an Iowa State institution. Fourteen dollars per month per member for the maintenance of the Soldiers' Home is insufficient. The institution may exist upon it, but it cannot carry out the purpose for which it was intended and maintain the standard that should be required of an institution that was not founded in charity, but in gratitude, that is not a donation but a debt for services rendered.

Out of this fourteen dollars a month, of which, mark you, the national government contributes \$8 1-3 and the State of Iowa \$5 2-3, must come every expense of the home except permanent repairs, new buildings, if you please. Eliminate the new buildings and their furnishings, and you may practically saddle all of the other expenses for the home on the fourteen dollars a month. We have built and are building larger every year at the home and thereby are increasing the cost of maintenance, but the stipend has remained the same. Out of it must come the salaries and wages of officers and nurses; provisions, household stores, clothing, fuel, light, medicine, water, and ice, postage and stationery, shop, farm, and garden supplies, the replacing of worn out bedding, carpets, chairs, ranges, kitchen utensils, and all ordinary repairs of whatever kind needed.

Is it any wonder the Board of Control, after investigation, has changed its position from that of a few weeks ago and instead of saying, "We are not asking the raise," now say, "Owing to recent developments, we do need it." If the developments of a few weeks may make this addition necessary and advisable, what may not two long years bring about? And remember, gentlemen, it will be two years before you can again consider this question. The Iowa Board of Control is noted in every other state for its wise economy. Have you any idea that a board whose record rests upon economic administration of State funds will spend the additional dollar a month unless its use is plainly indicated? Can we not trust the Board of Control with an extra dollar a month? Its use is indicated. Year by year we build more hospitals at the Iowa Soldiers' Home and before the finishers have left the building the cots are full and the cry is for more room in the hospital. Turn to the news columns of the Times-Republican, the Register and Leader, or the Des Moines Capital of a few weeks ago and see that 259 of these old soldiers were seriously ill, 132 in the hospital wards and the rest in their rooms and cottages, unable to find a place in the hospital. Of a membership of about 800, 259 down

sick; can we give these men their due on \$14 a month? Just across from the home is St. Thomas' Hospital, a semi-charitable institution. In its cheapest wards the minimum is \$8 per week; its best rooms \$25 per week. Balance this reasonable charge for hospital service against the fraction over \$3 per week at the Soldiers' Home, and ask whether this bill is just and its demands reasonable.

The food is good at the home; it is plentiful; it is enough for a laboring man—good strong food, but these old men crave and need something different. Their appetites revolt at the food strong and healthy men desire and thrive upon. They are practically all invalids; those who are not will soon be invalids, and the very name "Iowa Soldiers' Home" will be changed to "Soldiers' Hospital." The men who live at the home were strong men fighting for the life of their nation almost half a century ago. They are waiting there, weak, emaciated, sick and with the foreknowledge of death looking out of their eyes. Everyone is under a death sentence. Day by day the flag they defended hangs at half-mast; day after day a trembling procession of old men follows the band to the wall of the dead march and the throb of the muffled drums out to the cemetery that slopes to the morning sun above the sweep of the river. Day after day the triple volleys of the firing squad startle the echoes and are repeated from the wood that fringes the enclosure. Two paths are painfully worn at the Iowa Soldiers' Home,—the one leading to the hospital, and the other winding down from the hospital to that eternal camping ground where the low green tents are multiplying with a rapidity that warns us if we are to do something for the Iowa veterans of the Civil war, it must not be delayed. What shall we do? Shall we of the Iowa Legislature refuse these men a necessity or grudge them an added comfort? Rather should we provide for them; not only the necessities and comforts of life, but even the luxuries should be theirs. Economy is one thing, simple honesty is another. Can the State of Iowa afford to be less liberal with her soldiers? Gentlemen, this bill touches the honor of the State. When many of us were boys and before some of us who sit here to decide upon this bill were born, the men who are before us asking for the additional comfort a dollar a month would secure to them accepted the pledged word of the nation and of Iowa that they, nor theirs, should ever suffer want or lack a helper in time of need. It was under this promise that they left their flocks and herds without a fold and went afield to keep the flag in its place and make freedom a truth instead of a statement in America. Back of this bill is the sworn pledge of your fathers. The men to whom it was made are a feeble and scattered remnant of the grand army who accepted it. They are old and poor and the grasshopper is become a burden to the shoulders that pushed aside, broken and demoralized, the rebellious armies that barred their way to the gulf at New Orleans, and the sea at Savannah. The men who bivouaced in a rubber blanket at night to rise at dawn and fight and forage their path through the heart of the confederacy are creeping feebly out to the sun today or lying helpless in the hospital wards in the home at Marshalltown. They come to you to redeem the pledge you and your fathers and grand-

fathers made in the far off sixties. What will you do? I am too well convinced of the grandeur of Iowa and of the justice and generosity of the men who represent her here on this floor to believe that you will repudiate this debt.

Under provisions of Division Eleven (11) of Rule Ten (10), House File No. 135, a bill for an act to amend Section Five Thousand and Forty (5040) of the Code, relating to a breach of the Sabbath, was taken up and considered.

The bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Bixby, Blackmore, Corrie, Dewell, Dow, Dye of Decatur, Feay, Flugum, Fox, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Hickey, Holmes, Inman, Jones, Lister, McAllister, Mann, Marston, Mercer, Meredith, Nix, Pierce, Price, Reaney, Shaffer, Stillman, Swan, Van Houten, Webster, Weeks, Wilson, Youde—38.

The nays were:

Balluff, Bascom, Bergeson, Calkins, DeMar, Dodds, Dye of Pottawattamie, Earle, Harding, Heles, Kelley, Koontz, McElrath, Miller of Bremer, Miller of Dubuque, Moore, Paul, Reitz, Schoenenberger, Schroeder, Schulte, Sparks, Stoltenberg, Sullivan, Swift, Teter, Welden, White, Wolfe—30.

Absent or not voting:

Anderson, Arney, Baird, Bauman, Beery, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, Doran, Drury, Dunn, Elliott, Feely, Felt, Fenn, Hackler, Harvey, Hume, Jewell, Kellogg, Kendall, Kull, Lee, Lowrey, McDonald, Maben, Morris, Offill, Ritter, Sheldon, Sidey, Smith, Springer, Stewart, Mr. Speaker—40.

So the bill having failed to receive a constitutional majority was declared lost.

Kelley of Polk moved to reconsider the vote by which House File No. 135 failed to pass the House.

Motion seconded by Sullivan of Polk.

Motion lost.

On motion of Maben of Hancock, House File No. 128, a bill for an act to amend Sections Twenty-five Hundred and Twenty-nine (2529), Twenty-five Hundred and Thirty (2530) and Twenty-five Hundred and Thirty-four (2534) of the Code, and to repeal and enact substitutes for Sections Two Thousand Five Hundred and Thirty-three (2533) and Two Thousand Five Hundred and Thirty-eight (2538) thereof, relating to the State Veterinary Surgeon, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Anderson, Arney, Baird, Brandes, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Earle, Feely, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hanson, Harding, Harvey, Holmes, Hume, Inman, Jewell, Kelley, Koontz, Kull, Lister, Maben, Marston, Mason, Mercer, Meredith, Morris, Nix, Paul, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swift, Van Houten, Webster, Weeks, Welden, Wilson, Youde—67.

The nays were :

Allred, Balluff, Calkins, Cottrell, Elliott, Feay, Fenn, Geneva, Hambleton, Hickey, Kellogg, Lee, McAllister, McDonald, McElrath, Miller of Bremer, Miller of Dubuque, Pierce, Price, Reitz, Schroeder, Teter, Mr. Speaker—24.

Absent or not voting :

Cassady, Clarke, Clary, Conn, Dye of Pottawattamie, Hanna, Heles, Kendall, Lowrey, Mann, Moore, Offill, Reaney, Sheldon, Swan, White, Wolfe—17.

So the bill passed and the title was agreed to.

On motion of Kelley of Polk, Senate File No. 55, a bill for an act to prohibit and regulate hospitals, institutions and places created for or maintained and used as lying-in or maternity hospitals, or hospitals or places for the reception, care and treatment

of women in labor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Moore of Linn moved to amend Senate File No. 55 by inserting after the period in line twenty-three of Section Three (3) the following:

Provided, that no fee mentioned in this section should be required of any religious or charitable institution conducting such lying-in or maternity hospitals.

Amendment adopted.

Marston of Cerro Gordo moved to amend Senate File No. 55, by adding to Section Six (6) the following:

It shall be the duty of the local Board of Health of the city, town or township in which such premises are maintained to inspect such premises at least once in six months; and to file an accurate report of such inspection with the city, town or township clerk of the city, town or township in which such premises are maintained, and that such report shall be preserved as a permanent record.

Amendment adopted.

Marston of Cerro Gordo moved to amend Senate File No. 55 by striking out all between the word "on" as it is used the first time in line two, Section One (1), of the printed bill, and the first word "any" in line three, Section One (1) of the printed bill.

Amendment lost.

Marston of Cerro Gordo moved to amend Senate File No. 55 by inserting between the first word "or" and the word "maintain" as they occur in line two, Section One (1) of the printed bill the word "to", and to insert between the words "delivery" and "the" in line six, Section One (1), of the printed bill the words "erected or established after the taking effect of this act and."

Amendment lost.

Teter of Marion moved to amend Senate File No. 55 by striking out the word "cause" in the thirteenth line of Section Three (3) of the printed bill, and inserting in lieu thereof the word "inspect"; and by striking out the words "to be inspected", in the fourteenth line of said section.

Amendment lost.

Teter of Marion moved to amend Senate File No. 55 by changing the period in the eleventh line of Section Three (3) of the printed bill, to a semicolon, and by inserting between such semicolon and the word "upon" in the said eleventh line, the following:

"And that the applicant has the requisite education, skill and training for the proper supervision of such a hospital; and for the purpose of determining such qualifications, the State Board of Health may require such applicant to submit to an examination".

Amendment lost.

Marston of Cerro Gordo moved to amend Senate File No. 55 by striking out the publication clause.

Amendment adopted.

Kelley of Polk moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Beery, Bixby, Blackmore, Bonwell, Brandes, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Springer, Stillman, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde—86.

The nays were:

Bauman, Calkins, Jewell, Sidey, Stewart, Swift, Teter, Mr. Speaker—8.

Absent or not voting:

Baird, Bergeson, Cassady, Clarke, Clary, Cottrell, Elliott, Kendall, Lowrey, Miller of Bremer, Offill, Reitz, Sparks, Wolfe—14.

So the bill passed and the title was agreed to.

## EXPLANATION OF VOTE.

MR. SPEAKER—The reason I vote "no" on Senate File No. 55 is because I believe one of its apparent objects is to cause the removal of the ~~Salvation Army Home~~ in Des Moines. I am in favor of the regulation of such institutions, but am not in favor of confiscating the property of a benevolent society.

S. H. BAUMAN.

On motion of Lee of Emmet the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 12, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. F. W. Parsons of Mason City.

Journal of Monday, March 11, 1907, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Smith of Wright presented petition of residents of Wright county relative to a tax on automobiles.

Referred to Committee on Ways and Means.

Harding of Woodbury presented petition of Millmen's Union, No. 1167, Sioux City, relative to House File No. 299.

Referred to Committee on Judiciary.

Holmes of Kossuth presented petition of citizens of Algona relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Cottrell of Plymouth presented petition of citizens of Akron relative to the Anti-Treating Bill.

Referred to Committee on Suppression of Intemperance.

Blackmore of Worth presented petition of citizens of Worth county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Ritter of Des Moines presented petition of Division No. 151, Brotherhood of Locomotive Engineers, of Burlington, relative to House File No. 299.

Referred to Committee on Judiciary.

Anderson of Hamilton presented petition of citizens of Stratford and vicinity relative to House File No. 315.

Referred to Committee on Agriculture.

Reaney of Louisa presented remonstrance of citizens of Louisa county against the McManus Bill.

Referred to Committee on Suppression of Intemperance.

Doran of Boone presented petition of Kate Shelley Lodge, No. 204, Brotherhood of Railroad Trainmen, of Boone, Iowa, relative to House File No. 299.

Referred to Committee on Judiciary.

#### INTRODUCTION OF BILLS.

By Anderson of Hamilton, House File No. 409, a bill for an act to amend Section Two Thousand One Hundred Sixteen (2116) of the Code, relating to the duty of railroads.

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

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

Substitute for Senate File No. 42, a bill for an act relating to the capital stock of insurance companies and providing penalties for the violation thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate insists on Senate amendments to House File No. 42, a bill for an act relating to the time of holding meetings of the board of supervisors and asks for a conference committee, and names on the part of the Senate: Senators Peterson, Dunham, Whipple and Gilliland.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the

Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 37, a bill for an act relating to levees, ditches, drains and watercourses and providing for placing of same, how appeals shall be tried in appellate courts; for the building of culverts and bridges at the place of crossing and payment of the cost thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 283, a bill for an act legalizing an ordinance of the city council of the city of Red Oak, Iowa, granting to the Red Oak Gas Light Company the use of its streets.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 103, a bill for an act relative to compensation of township clerks.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in concurrent resolution in which the concurrence of the Senate was asked:

Concurrent resolution relative to publishing ten thousand (10,000) copies each of the annual reports of the Iowa State Highway Commission for the years ending July 1st, 1906, and July 1st, 1907.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 280, a bill for an act to fix the place of bringing action against municipal corporations in all counties where terms of the district court are held in more than one place.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 276, a bill for an act fixing the manner of distribution of the report of the Academy of Sciences.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 247, a bill for an act with reference to granting new trials in criminal cases on account of newly discovered evidence

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 192, a bill for an act making appropriation for the salary and expenses of State agents and other expenses incurred under Chapter One Hundred and Eighty-one (181) of the Acts of the Thirty-first General Assembly.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 251, a bill for an act to legalize the incorporation of the town of Bridgewater, Iowa, and all acts done by the city council.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 151, a bill for an act to prevent the desecration of Memorial Day and provide a penalty therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 41, a bill for an act to provide for the payment of a bounty for the destruction of pocket gophers.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 204, a bill for an act relating to the publication of notices of questions submitted to the voters of cities and incorporated towns.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 207, a bill for an act to empower the State Educational Board of Examiners to issue State certificates to graduates of higher institutions of learning.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Substitute for Senate File No. 10, a bill for an act relating to State tax on gross receipts of insurance corporations and associations.

GEO. A. NEWMAN,  
*Secretary.*

SENATE MESSAGES CONSIDERED.

Senate File No. 276, a bill for an act to amend the law as it appears in Section One Hundred Thirty-six (136) of the Supplement to the Code, fixing the manner of distribution of the report of the Academy of Sciences.

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

Substitute for Senate File No. 10, a bill for an act to amend the law as it appears in Section Thirteen Hundred Thirty-three-d (1333-d) of the Supplement to the Code, relating to State tax on gross receipts of insurance corporations and associations.

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

Substitute for Senate File No. 37, a bill for an act amendatory of the law as it appears in Chapter Sixty-eight (68) of the Thirtieth

General Assembly and amendatory acts of the Thirty-first General Assembly, relating to levees, ditches, drains, and watercourses and amending Sections Two (2), Fourteen (14), Eighteen (18), and Nineteen (19), of said Chapter, and providing for the place where ditches and drains shall be located; how appeals shall be tried in appellate courts; for the employment of counsel to represent the drainage district in appellate courts; for the crossing of railroad rights of way; for the building of culverts and bridges at the place of crossing and payment of the cost thereof; for the assessment of benefits, and making the provisions of this act applicable to Chapter Two (2), Title Ten (10), of the Code.

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

Senate File No. 207, a bill for an act to empower the State Educational Board of Examiners to issue State certificates to graduates of higher institutions of learning.

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

Substitute for Senate File No. 42, a bill for an act relating to the capital stock of insurance companies, providing the conditions under which such companies shall operate upon the stock plan, prohibiting the advertising of an authorized capital, and providing penalties for the violation hereof.

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

Senate File No. 283, a bill for an act legalizing an ordinance of the city council of the city of Red Oak Junction (now Red Oak), Iowa, passed February 5, A. D. 1900, granting to the Red Oak Gas Light Company the use of the streets of Red Oak Junction (now Red Oak), Iowa, with certain conditional rights and privileges, for the purpose of erecting, purchasing, owning and maintaining a gas works system in said city.

Read first and second time and passed on file.

#### CONSIDERATION OF BILLS.

On motion of Weeks of Guthrie, Senate File No. 283, a bill for an act legalizing an ordinance of the city council of the city of Red Oak Junction (now Red Oak), Iowa, passed February 5, A. D. 1900, granting to the Red Oak Light Company the use of the streets of

Red Oak Junction (now Red Oak), Iowa, with certain conditional rights and privileges for the purpose of erecting, purchasing, owning and maintaining a gas works system in said city, was taken up and considered.

Mr. Weeks moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Fenn, Flugum, Fox, Greenwood, Grier, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kull, Lee, Lister, McAllister, McDonald, McElrath, Marston, Mason, Mercer, Meredith, Moore, Morris, Nix, Paul, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—80.

The nays were:

None:

Absent or not voting:

Balluff, Beery, Bergeson, Cassady, Clarke, Clary, Corrie, Earle, Feay, Felt, Geneva, Hackler, Holmes, Kellogg, Kendall, Koontz, Lowrey, Maben, Mann, Miller of Bremer, Miller of Dubuque, Ofill, Pierce, Price, Sheldon, Sparks, Stoltenberg, White—28.

So the bill passed and the title was agreed to.

On request of Jones of Montgomery, unanimous consent having been given, House File No. 50, a bill for an act relating to rates of fraternal beneficiary societies, with Senate amendments, was taken up and the amendments read and considered.

Mr. Jones moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Conn, DeMar, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Heles, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kull, Lee, Lister, McAllister, McElrath, Maben, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Reaney, Reitz, Schoenenberger, Shaffer, Sidey, Stewart, Stillman, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—70.

The nays were :

None.

Absent or not voting :

Beery, Calkins, Cassady, Clarke, Clary, Corrie, Cottrell, Darrah, Dewell, Earle, Elliott, Fenn, Geneva, Hanna, Harding, Harvey, Jewell, Kellogg, Kendall, Koontz, Lowrey, McDonald, Mann, Miller of Bremer, Offill, Pierce, Price, Ritter, Schroeder, Schulte, Sheldon, Smith, Sparks, Springer, Stoltenberg, Sullivan, White, Wolfe—38.

So the House concurs in the Senate amendments.

On motion of Weeks of Guthrie, House File No. 130, a bill for an act to amend Section Three Hundred and Eight (308) of the Supplement to the Code, as amended by Chapter Eleven (11), acts of the Thirty-first General Assembly, relating to the compensation of county attorneys, with report of committee recommending passage as amended, was taken up and considered, and the committee amendments adopted.

Speaker Pro Tempore Hambleton in the chair.

Hackler of Webster moved to amend House File No. 130, as the same appears in the House Journal of Thursday, February 28, by striking out all after the figures "15,000" in the third line, to the period in the eleventh line, and inserting in lieu thereof the following: "Eight Hundred Fifty Dollars (\$850.00); in counties of Fifteen Thousand (15,000) and under Twenty-five Thousand (25,000), One Thousand Dollars (\$1,000.00); in counties of Twenty-five Thousand (25,000) and under Thirty-five Thousand (35,000),

Twelve Hundred Fifty Dollars (\$1,250.00); in counties of Thirty-five Thousand (35,000) and under Forty-five Thousand (45,000), Fifteen Hundred Dollars (\$1,500.00); in counties of Forty-five Thousand (45,000) and under Fifty-five Thousand (55,000), Seventeen Hundred Fifty Dollars (\$1,750.00); in counties of Fifty-five Thousand (55,000) and under Sixty-five Thousand (65,000), Two Thousand Dollars (\$2,000.00); and in all counties of Sixty-five Thousand (65,000) and over, Twenty-five Hundred Dollars (\$2,500.00).”

Speaker Kendall in the chair.

Lee of Emmet moved to amend the amendment proposed by Hackler of Webster by striking out the words and figures “Eight Hundred Fifty Dollars (\$850.00),” and to insert in lieu thereof the words and figures “Nine Hundred Dollars (\$900.00).”

Amendment to amendment adopted.

Amendment, as amended, adopted.

Weeks of Guthrie moved that the rule be suspended, that the bill be considered engrossed and read a third time now.

The time having arrived for Special Order No. 7, on motion of Grier of Poweshiek, House File No. 379, a bill for an act to prohibit common carriers of passengers from issuing, furnishing or giving free tickets, free passes, free transportation or discriminating reduced rates, except to certain described persons; to prohibit the acceptance or use of such free tickets, free passes, free transportation or discriminating reduced rates by any except certain described persons; providing a penalty for the violation of the act, also for annual reports and for the repeal of Chapter Ninety (90), laws of the Thirty-first General Assembly, with report of committee recommending passage as amended, was taken up, considered, and the committee amendment adopted.

Moore of Linn moved to amend House File No. 379 by striking out the period at the end of Section Two (2) and inserting in lieu thereof a semicolon and the following sub-division: (n) The officers, agents, or regularly accredited representatives of labor organizations composed wholly of employes of railway companies.

Amendment adopted.

Swift of Shelby moved to amend House File No. 379 by striking out Sections One (1) and Two (2), and to insert in lieu thereof the following:

No common carrier of passengers shall, directly or indirectly, issue or give any free ticket, free pass or free transportation for passengers, except to its employes and their families, its officers, agents, surgeons, physicians, attorneys-at-law, to ministers of religion, traveling secretaries of Railroad Young Men's Christian Associations, inmates of hospitals, and charitable and eleemosynary institutes and persons exclusively engaged in charitable and eleemosynary work, indigent, destitute and homeless persons, and to such persons when transported by charitable societies or hospitals and to the necessary agents employed in such transportation; to inmates of Soldiers' and Sailors' Homes, including those about to enter and those returning home after discharge, and boards of managers of such homes, the necessary care takers of live stock, poultry and fruit, and employes on sleeping cars, express cars, linemen of telegraph and telephone companies, railroad mail service employes, postoffice inspectors, newsboys on trains, baggage agents, witnesses attending any legal investigation in which the common carrier is interested, persons injured in wrecks and physicians and nurses attending such persons; provided, that these provisions shall not be construed to prohibit the interchange of passes for the officers, agents and employes of common carriers and their families nor prohibit any common carrier from carrying passengers free with the object of providing relief in cases of general epidemic, pestilence and other calamitous visitation.

Roll call demanded on the amendment by Meredith of Cass and Hambleton of Mahaska.

On the question, "Shall the amendment be adopted?"

The yeas were:

Allred, Balluff, Blackmore, Brandes, Dewell, Dow, Earle, Harvey, Kelley, Kellogg, Koontz, McAllister, Mann, Schulte, Sheldon, Sparks, Stoltenberg, Swift, Webster, Weeks, Welden, Wilson—22.

The nays were:

Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Potawattamie, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kull, Lee, Lister, Lowrey, McDonald, Maben, Marston, Mason, Mercer, Meredith, Miller, of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Shaffer, Sidey, Smith, Stewart, Stillman, Sullivan, Swan, Teter, Van Houten, Youde, Mr. Speaker—74.

Absent or not voting :

Cassady, Clarke, Clary, Elliott, Feay, Kendall, McElrath, Miller of Bremer, Offill, Springer, White, Wolfe—12.

So the amendment was lost.

Harding of Woodbury moved to amend House File No. 379 by adding the following to Section Two, as amended: "Provided, that the provisions of this act shall not be construed to prohibit the interchange of passes for the officers, agents and employes of common carriers and their families."

Lee of Emmet moved to amend the amendment proposed by Harding of Woodbury by adopting the following as an addition to Section Two (2): "Provided, that the provisions of this act shall not be construed to prohibit the interchange of passes for any of the persons or classes except under provisions of Section Two (2)."

Amendment to amendment lost.

Amendment lost.

Speaker Pro Tempore Hambleton in the chair.

White of Story moved to amend House File No. 379 by adding to Section Two (2) the following division: "(o) School children, students or instructors to and from schools."

Speaker Kendall in the chair.

Amendment lost.

Hambleton of Mahaska moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Berge-son, Bixby, Bonwell Brandes, Calkins, Conn, Corrie, Cottrell, Dar-rah, DeMar, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey Heles, Hickey, Holmes, Hume, Jewell, Jones, Kelley, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Marston,

Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Shaffer, Sidey, Sparks, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Youde, Mr. Speaker—81.

The nays were:

Balluff, Blackmore, Dewell, Dow, Earle, Inman, Kellogg, Koontz, McElrath, Miller of Bremer, Sheldon, Smith, Stewart, Swift, Webster, Weeks, Welden, White, Wilson, Wolfe—20.

Absent or not voting:

Cassady, Clarke, Clary, Felt, Kendall, Schulte, Springer—7.

So the bill passed and the title was agreed to.

#### EXPLANATION OF VOTE.

I vote "no" upon House File No. 379, for the following reasons:

First. It is in conflict with House File No. 273, passed by this body a few days ago, and defeats the object thereof. This was a measure whereby school children, instructors, etc., were permitted to have reduced rates as they attended school; a very beneficial measure, in my judgment.

Second. This measure is different from the federal statutes upon the same subject and its operation would cause confusion, because of said difference. I voted for the amendment of the bill, embracing in it the federal statute. I would vote for House File No. 379 if it was identical with the federal law which was proposed and pushed through Congress with the influence of our delegation therein.

Third. I believe that corporations with large financial interests in different counties of the State and remote from the headquarters or general offices thereof, and whose business is done by agents and employes, should be permitted to have local attorneys and physicians permanent in their appointment, and with usual and natural relations existing therewith.

Fourth. I do not consider the provisions of this bill reasonable and just to the interests involved. It is, in my judgment, different from what other states have adopted and wholly unnecessary in this. I believe in just and equitable laws and we ought to enact them free from all political reasons, considering natural causes and conditions. We are apt, because we have the power, to go too far and do unwise things, violent, uncalled for, and solely for political advantage, and fearing that some of these elements enter into this bill I believe it my duty to vote against it.

E. W. WEEKS.

On motion of Sullivan of Polk, consideration of Senate File No. 80, Special Order No. 9, was deferred until Tuesday morning at 10:30 o'clock.

On motion of Moore of Linn the House adjourned until 2 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

CONSIDERATION OF BILLS.

The House resumed consideration of House File No. 130, which was pending on the motion of Weeks of Guthrie that the rule be suspended, that the bill be engrossed and read a third time now.

Motion prevailed, and the bill was read the third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Brandes, Corrie, Darrah, DeMar, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Elliott, Feay, Feely, Felt, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Koontz, Lee, Lister, Lowrey, McAllister, McElrath, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Reaney, Schulte, Sheldon, Smith, Stillman, Stoltenberg, Sullivan, Swan, Teter, Weeks, Welden, White, Wilson, Wolfe—67.

The nays were:

Baird, Bauman, Bonwell, Calkins, Cottrell, Dye of Pottawattamie, Earle, Flugum, Fox, Geneva, Hambleton, Hickey, McDonald, Mann, Miller of Bremer, Pierce, Price, Reitz, Schoenenberger, Schroeder, Shaffer, Sidey, Springer, Stewart, Van Houten, Webster, Youde, Mr. Speaker—28.

Absent or not voting:

Cassady, Clarke, Clary, Conn, Dewell, Fenn, Heles, Kendall, Kull, Maben, Ritter, Sparks, Swift—13.

So the bill passed and the title was agreed to.

On motion of Mason of Lee, House File No. 352, a bill for an act to grant officers and guards at the penitentiaries at Anamosa and Fort Madison an annual vacation of fifteen days with pay,

with report of committee recommending passage, was taken up and considered.

Lowrey of Calhoun moved to amend House File No. 352 by striking out the publication clause.

Amendment adopted.

Mason of Lee moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume Inman, Jewell, Jones, Kelley, Kellogg, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—95.

The nays were:

Calkins, Moore—2.

Absent or not voting:

Cassady, Clarke, Clary, Dunn, Kendall, Lister, Maben, Miller of Bremer, Schroeder, Sparks, Wolfe—11.

So the bill passed and the title was agreed to.

On motion of Hume of Mitchell, House File No. 318, a bill for an act providing for reports and investigations of accidents on railways, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Hume moved to amend House File No. 318 by inserting the words "board of railroad" between the words "the" and "commissioners" in line three of Section One (1) of the printed bill.

## Amendment adopted.

Pierce of Buena Vista moved to amend House File No. 318 by striking out article "a" in line one of Section One (1) and inserting the word "any" in lieu thereof; and by inserting the words "within this State" after the word "railroad" in line one of Section One (1).

## Amendments adopted.

Hume of Mitchell moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kellogg, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Weeks, Webster, Welden, White, Youde, Mr. Speaker—91.

The nays were:

None.

Absent or not voting:

Balluff, Beery, Cassady, Clarke, Clary, Earle, Jones, Kelley, Kendall, Koontz, Lister, Miller of Bremer, Sparks, Springer, Van Houten, Wilson, Wolfe—17.

So the bill passed and the title was agreed to.

Time having arrived for Special Order No. 8, on motion of Darrah of Lucas, House File No. 395, a bill for an act providing for the nomination by political parties or organizations of candidates for various offices, and the election of delegates to conven-

tions of said political parties or organizations, and the election of party committeemen, by a primary election, and for the holding of conventions by such political parties or organizations, and repealing Chapter Forty (40), laws of the Thirtieth General Assembly and Chapters Forty-five (45) and Forty-six (46), laws of the Thirty-first General Assembly, relating to primary elections, with report of committee recommending passage, was taken up and considered.

Moore of Linn moved that further consideration of House File No. 395 be deferred until Tuesday morning at 10 o'clock, and that the bill be made a special order for that hour.

Geneva of Keokuk moved to amend the motion by fixing the time at 2 o'clock next Thursday afternoon.

Amendment lost.

Roll call demanded on the original motion by Lee of Emmet and Meredith of Cass.

On the question, "Shall consideration be deferred?"

The yeas were:

Allred, Baird, Balluff, Bauman, Beery, Bixby, Bonwell, Brandes, Conn, Cottrell, DeMar, Dodds, Dunn, Dye of Decatur, Dye of Potawattamie, Earle, Elliott, Feay, Fox, Geneva, Greenwood, Hanna, Harding, Harvey, Heles, Jewell, Kelley, Kellogg, Koontz, Kull, McAllister, McElrath, Mann, Mason, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sheldon, Sidey, Springer, Stewart, Stoltenberg, Swan, Swift, Van Houten, Webster, White, Wolfe—59.

The nays were:

Anderson, Arney, Bascom, Bergeson, Blackmore, Calkins, Corrie, Darrah, Doran, Dow, Drury, Feely, Felt, Fenn, Flugum, Grier, Hackler, Hambleton, Hanson, Hickey, Holmes Hume, Inman, Jones, Lee, Lister, Lowrey, McDonald, Maben, Marston, Mercer, Meredith, Pierce, Shaffer, Smith, Sparks, Stillman, Sullivan, Weeks, Welden, Wilson, Youde, Mr. Speaker—44.

Absent or not voting:

Cassady, Clarke, Clary, Kendall, Teter—5.

So the motion prevailed and House File No. 395 is fixed as a special order for next Tuesday morning at 10 o'clock.

On motion of White of Story, House File No. 180, a bill for an act entitled an act to regulate demurrage and storage charges and to prevent delays in furnishing cars and in the transportation and delivery by railroads of freight other than perishable freight, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—93.

The nays were:

Earle, Greenwood—2.

Absent or not voting:

Bergeson, Cassady, Clarke, Clary, Kendall, Koontz, Mercer, Nix, Offill, Sheldon, Sparks, Springer, Wolfe—13.

So the bill passed and the title was agreed to.

#### EXPLANATION OF VOTE.

I vote "no" on House File No. 180 because I believe it requires an impossibility in many cases.

C. G. GREENWOOD.

I was out of the House Chamber on business when the vote was taken on House File No. 180; I would have voted "aye" had I been present.

JAMES MERCER.

The motion that had been filed to reconsider Senate File No. 169 was taken up in the regular Calendar order.

A division was called for on the motion and the motion to reconsider prevailed.

Sidey of Adair moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bixby, Brandes, Conn, Darrah, Dewell, Dow, Dunn, Dye of Pottawattamie, Feay, Grier, Hacker, Hanson, Harding, Harvey, Holmes, Hume, Inman, Jewell, Kelley, Kellog, Kull, Lee, Lister, Lowrey, McAllister, McElrath, Mann, Marston, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Reaney, Ritter, Schoenenberger, Shaffer, Sheldon, Sidey, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Webster, Weeks, White, Wolfe—56.

The nays were:

Baird Bauman, Bergeson, Bonwell, Calkins, Cottrell, DeMar, Doran, Drury, Dye of Decatur, Flugum, Fox, Greenwood, Hambleton, Heles, Hickey, McDonald, Meredith, Pierce, Price, Schroeder, Schulte, Smith, Swift, Teter, Welden, Youde, Mr. Speaker—28.

Absent or not voting:

Balluff, Beery, Blackmore, Cassady, Clarke, Clary, Corrie, Dodds, Earle, Elliott, Feely, Felt, Fenn, Geneva, Hanna, Jones, Kendall, Koontz, Maben, Ofill, Reitz, Swan, Van Houten, Wilson—24.

So the bill passed and the title was agreed to.

On motion of Sullivan of Polk, House File No. 101, a bill for an act appropriating money to J. H. Cownie, Jr., R. R. McCutchen and F. M. Hubbell, as trustees, to reimburse them for the funds advanced and used in the purchase of a tract of land for the State as an addition to the State Fair grounds, with report of committee recommending passage, was taken up and considered.

Stewart of Washington moved to amend House File No. 101 by inserting after the word "property" in the third line of Section Two (2) of the printed bill, the following: "including streets and alleys included therein."

Amendment adopted.

Sullivan of Polk moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Ofill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde—84.

The nays were:

Miller of Bremer, Moore, Price, Reitz, Sparks, Swift—6.

Absent or not voting:

Baird, Balluff, Beery, Cassady, Clarke, Clary, Geneva, Harding, Heles, Kellogg, Kendall, McElrath, Schroeder, Schulte, Springer, Teter, Wolfe, Mr. Speaker—18.

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE ON HOUSE FILE NO. 101.

MR. SPEAKER—I have no objection to the State acquiring title to the land for which the appropriation herein contemplated is sought, if the property is really needed as an addition to our State Fair Grounds, but I do object to the principle involved in this transaction wherein private parties take it upon themselves to make investments for our State without authority of law. I therefore vote "no".

CURRAN F. SWIFT.

I voted "aye" because I believe the State ought to have this land and I also believe it is not possible to get the land any cheaper.

HEEMAN KULL.

REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 401, a bill for an act to legalize the adoption of all ordinances, resolutions and rules enacted by the city council of the town of Stockport, Van Buren county, Iowa, and all acts done by the council of said town, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 25, a bill for an act to repeal Section Three (3) of Chapter One Hundred and One (101) of the laws of the Thirtieth General Assembly, and of Chapter One Hundred and Thirteen (113) of the laws of the Thirty-first General Assembly, relative to establishing and maintaining a State Board of Health Laboratory at Iowa City, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adopting in lieu thereof the following substitute:

SUBSTITUTE AMENDMENT FOR SENATE FILE NO. 25.

A BILL for an act to repeal Section Three of Chapter One Hundred and One (101) of the laws of the Thirtieth General Assembly, and of Chapter One Hundred and Thirteen (113) of the laws of the Thirty-first General Assembly, relative to establishing and maintaining a State Board of Health Laboratory at Iowa City, and enacting in lieu thereof the following:

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Three (3) of Chapter One Hundred and One (101) of the laws of the Thirtieth General Assembly, and of Chapter One Hundred and Thirteen (113) of the laws of the Thirty-first General Assembly be, and the same are hereby repealed, and the following enacted in lieu thereof:

There is hereby appropriated out of any money in the State Treasury not otherwise appropriated, for the purpose of more perfectly equipping the present Bacteriological Laboratory at the State University and for the purpose of enabling it to perform the duties hereby imposed, and to provide it with the necessary apparatus and assistants to render the

same effective, the sum of six thousand dollars (\$6,000.00) annually, or so much thereof as may be necessary, to be additional salary of the director, the assistants, the expenses of said Laboratory as may be necessary by this act, including postage, stationery, and other contingent and miscellaneous expenses which may be incurred in the maintaining of said Laboratory and performing the duties required therein by the provision of this act. The director shall receive such additional salary not to exceed twelve hundred dollars (\$1,200.00) per year as the State Board of Health may fix. The appropriations hereby provided shall be expended in the manner provided in Section Two Thousand Five Hundred and Seventy-five (2575) of the Code.

SEC. 2. All acts and parts of acts inconsistent with this act are hereby repealed.

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Conn of Butler, from the Committee on Insurance, submitted the following reports:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 361, a bill for an act to limit the expenses of life 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.

STANLEY CONN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 402, a bill for an act to limit the expenses, other than losses, of State mutual hail insurance associations and to limit the compensations to be paid to officers, agents and employes of such 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 do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

Stillman of Greene, 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. 50, a bill for an act relating to rates of fraternal beneficiary societies.

Also:

House File No. 280, a bill for an act to fix the place of bringing action against municipal corporations in the State of Iowa in all counties where terms of the District Court are held in more than one place.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 50, a bill for an act relating to rates of fraternal beneficiary societies.

Also:

House File No. 280, a bill for an act to fix the place of bringing action against municipal corporations in the State of Iowa in all counties where terms of the District Court are held in more than one place.

Also:

Senate File No. 103, a bill for an act to amend Section Five Hundred and Ninety-one (591) of the Code, relative to compensation of township clerks.

Also:

Senate File No. 208, a bill for an act to amend Section Thirty-six (36) of the Code, relative to the publication of acts of the General Assembly.

Also:

Senate File No. 224, a bill for an act making an appropriation to enable the State Railroad Commission to make investigation of railway freight rates.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Speaker Kendall presented resolutions adopted by the State Legislature of Maine relative to the calling of a convention to propose an amendment to the constitution of the United States for the prevention of polygamy.

Referred to Committee on Constitutional Amendments.

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, House Files No. 50 and 280, and Senate Files No. 103, 208 and 224.

On motion of Inman of Floyd, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 13, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. Father Nagle of Holy Cross.

Journal of Tuesday, March 12th, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Weeks of Guthrie presented petition of citizens of Guthrie county relative to House File No. 338 and Senate File No. 254.

Referred to Committee on Appropriations.

Hanson of Humboldt presented petition of citizens of Thor, Humboldt county, relative to Senate File No. 37.

Referred to Committee on Railroads and Commerce.

Corrie of Ida presented petitions of citizens of Ida county relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

Reaney of Louisa presented remonstrance of citizens of Louisa county against the McManus Bill.

Referred to Committee on Suppression of Intemperance.

Reaney of Louisa presented petition of citizens of Louisa county relative to several temperance bills.

Referred to Committee on Suppression of Intemperance.

On request of Drury of Sac, leave of absence was granted Kendall of Clinton until Thursday.

The Speaker appointed as members of the Conference Committee on House File No. 42, on the part of the House: Weeks of Guthrie, Springer of Buchanan, Teter of Marion, Feely of Black Hawk.

On motion of Meredith of Cass, House Files No. 387 and 388, were made a special order for Thursday morning, March 14th, at 10 o'clock.

Unanimous consent having been given, Clarke of Jefferson withdrew House File No. 26 from further consideration of the House.

#### RESOLUTIONS.

Van Houten of Taylor presented the following resolution:

*Resolved*, That the Pioneer Law-Makers' Association of Iowa, now in session in Des Moines, be invited to visit the House of Representatives on Thursday afternoon, March 14; that a committee of three be appointed to communicate this invitation and to prepare a suitable program for the reception of the Association.

Rule suspended and resolution adopted.

The Speaker named as such committee to communicate the invitation and prepare the program: Van Houten of Taylor, Jewell of Winneshiek, Price of Warren.

#### INTRODUCTION OF BILLS.

By Koontz of Johnson, House File No. 410, a bill for an act relating to taxes for park purposes, amending Title Five (5) of Chapter Eleven (11) of the Code.

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

By Koontz of Johnson, House File No. 411, a bill for an act to amend Title Five (5) Chapter Nine (9) of the Code and amendments thereto, relating to park commissioners.

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

By Marston of Cerro Gordo (by request), House File No. 412, a bill for an act providing for the sanitary construction and maintenance of buildings and rooms used for bakeries

and the storage of flour, meal and the products thereof, and the wagons used for delivery, also prohibiting the employment of persons affected with certain communicable disease, and excluding animals from such bakeshops and storage rooms.

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

By Sullivan of Polk, House File No. 413, a bill for an act to amend the laws as it appears in Section Eight Hundred and Fifty-two (852) of the Supplement to the Code as amended by Chapter Thirty-four (34) of the laws of the Thirtieth General Assembly, authorizing the levy of an additional tax of one mill on the dollar on all taxable property for park purposes, relating to park commissioners, their powers and duties.

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

By Allred of Wayne, House File No. 414, a bill for an act to repeal Section Four Hundred Ninety-eight (498) of the Code, and Chapter Sixteen (16), acts of the Thirty-first General Assembly, and to enact a substitute therefor, relating to the duties and fees of the County Recorder.

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

#### SENATE AMENDMENTS CONSIDERED.

On request of Brandes of Pottawattamie, unanimous consent having been given, House File No. 41, a bill for an act to provide for the payment of a bounty for the destruction of pocket gophers, with Senate amendments, was taken up and the amendments read and considered.

Mr. Brandes moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The yeas were:

Allred, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn, Corrie, Darrah, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur,

Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Flugum, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jones, Kelley, Koontz, Kull, Lee, Lister, Lowrey, Maben, Mann, Marston, Mercer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—81.

The nays were:

Balluff, Cottrell, DeMar, Hambleton, Jewell, McAllister, McDonald, Pierce, Schulte, Springer—10.

Absent or not voting:

Anderson, Cassady, Clary, Feay, Felt, Fox, Geneva, Hume, Kellogg, Kendall, McElrath, Mason, Meredith, Miller of Bremer, Sheldon, Sparks, Wilson—17.

So the House concurs.

On request of Brandes of Pottawattamie, unanimous consent having been given, House File No. 43, a bill for an act to repeal Section Four Hundred and Sixty-nine (469) of the Code, and enact a substitute therefor, providing for the compensation of County Supervisors, with Senate amendments, was taken up and the amendments read and considered.

Mr. Brandes moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Blackmore, Bonwell, Brandes, Calkins, Clarke, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Elliott, Feay, Feely, Felt, Fenn, Flugum, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Inman, Jones, Kelley, Koontz, Kull, Lister, Lowrey, McAllister, Maben, Mann, Marston, Mercer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe—76.

The nays were:

Harding, Mr. Speaker—2.

Absent or not voting:

Balluff, Bixby, Cassady, Clary, Conn, Corrie, Darrah, Dye of Pottawattamie, Earle, Fox, Geneva, Greenwood, Hume, Jewell, Kellogg, Kendall, Lee, McDonald, McElrath, Mason, Meredith, Miller of Bremer, Sheldon, Sparks, Springer, Stillman, Stoltenberg, Teter, White, Youde—30.

So the House concurs.

On request of Sidey of Adair, unanimous consent having been given, House File No. 251, a bill for an act to legalize the incorporation of the town of Bridgewater, Iowa, the election of its officers, the passage of its ordinances and resolutions, and acts done by the city council in the adoption and enforcement of its ordinances and resolutions, with Senate amendments, was taken up and the amendments read and considered.

Mr. Sidey moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The yeas were:

Greenwood, Lowrey, Smith—3.

Bergeson, Cassady, Clary, Conn, Dodds, Feay, Flugum, Fox,

The nays were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Koontz, Kull, Lister, McAllister, McDonald, Maben, Mann, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—85.

Absent or not voting:

Geneva, Hume, Kellogg, Kendall, Lee, McElrath, Marston, Miller of Bremer, Sheldon, Sparks, Swan, White—20.

So the House refuses to concur in the Senate amendments.

On request of Jones of Montgomery, unanimous consent having been given, House File No. 192, a bill for an act making an appropriation for the salary and expenses of State agents and other expenses incurred under Chapter One Hundred and Eighty-one (181) of the acts of the Thirty-first General Assembly, with Senate amendments, was taken up and the amendments read and considered.

Mr. Jones moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Flugum, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stoltenberg, Sullivan, Swift, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Balluff, Calkins, Cassady, Clary, Conn, Dewell, Earle, Fenn, Fox, Geneva, Greenwood, Grier, Hume, Kellogg, Kendall, Lee, McElrath, Miller of Bremer, Offill, Price, Sparks, Stillman, Swan, Teter, White—25.

So the House concurs.

On request of Offill of Jasper, unanimous consent having been given, House File No. 77, a bill for an act to prohibit the use

and sale of toy pistols, firecrackers, dynamite caps and blank cartridges, with Senate amendments, was taken up and the amendments read and considered.

Mr. Offill moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Corrie, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hanna, Hanson, Jewell, Jones, Kelley, Kull, Lee, Lister, Lowrey, McAllister, Mann, Marston, Mason, Mercer, Morris, Offill, Paul, Pierce, Reaney, Schoenenberger, Shaffer, Sidey, Smith, Stewart, Swan, Swift, Teter, Webster, Weeks, Welden, Wilson—65.

The nays were:

Geneva, Hambleton, Harding, Heles, McDonald, Miller of Dubuque, Price, Reitz, Schroeder, Schulte, Mr. Speaker—11.

Absent or not voting:

Balluff, Cassady, Clary, Conn, Cottrell, Darrah, DeMar, Harvey, Hickey, Holmes, Hume, Inman, Kellogg, Kendall, Koontz, McElrath, Maben, Meredith, Miller of Bremer, Moore, Nix, Ritter, Sheldon, Sparks, Springer, Stillman, Stoltenberg, Sullivan, Van Houten, White, Wolfe, Youde—32.

So the House concurs.

On request of Bascom of Dickinson, unanimous consent having been given, House File No. 204, a bill for an act to amend Section Seven Hundred and Seventy-six (776) of the Code, relating to the publication of notices of questions submitted to the voters of cities and incorporated towns, with Senate amendments, was taken up and the amendments read and considered.

Mr. Bascom moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The yeas were:

Allred, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix Offill, Paul, Pierce, Price Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Anderson, Balluff, Cassady, Clary, Conn, Dodds, Dye of Pottawattamie, Fox, Geneva, Grier, Harding, Hickey, Hume, Kendall, Koontz, Miller of Bremer, Schroeder, Smith, Sparks, Swan, Swift, Wilson—22.

So the House concurs.

On request of McAllister of Linn, unanimous consent having been given, House File No. 151, a bill for an act to prevent the desecration of Memorial Day and provide a penalty therefor, with Senate amendments, was taken up and the amendments read and considered.

Mr. McAllister moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The yeas were:

Baird, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Felt, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hanna, Hanson, Harvey, Holmes, Inman, Jones, Kellogg, Koontz, Kull, Lister, Lowrey, McAllister, Maben, Mann, Marston, Mason, Mercer, Mere-

dith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schroeder, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Teter, Van Houten, Webster, Weeks, Welden, Wolfe, Youde—71.

The nays were:

Allred, Arney, Balluff, Bascom, Clarke, Elliott, Feay, Greenwood, Hambleton, Harding, Heles, Hickey, Kelley, McDonald, Price, Sheldon, Springer, Swift, Mr. Speaker—19.

Absent or not voting:

Anderson, Beery, Brandes, Calkins, Cassady, Clary, Hume, Jewell, Kendall, Lee, McElrath, Miller of Bremer, Reitz, Schulte, Sparks, Swan, White, Wilson—18.

So the House concurs.

#### CONSIDERATION OF BILLS.

Doran of Boone called up the motion that had been filed for the reconsideration of the vote by which House File No. 141 failed to pass the House and by which it passed to its third reading.

Motion prevailed and a reconsideration was ordered, the bill being declared on its second reading.

Doran of Boone moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On question, "Shall the bill pass?"

The yeas were:

Allred, Balluff, Beery, Bergeson, Bixby, Blackmore, Brandes, Clarke, Corrie, Darrah, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Elliott, Feely, Flugum, Geneva, Grier, Hackler, Hambleton, Hanson, Harding, Holmes, Inman, Jewell, Kelley, Koontz, Lee, Lowrey, McElrath, Maben, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Ritter, Sidey, Smith, Springer, Stillman, Stoltenberg, Sullivan, Swan, Teter, Weeks, White, Wilson, Wolfe, Mr. Speaker—55.

The nays were:

Anderson, Arney, Baird, Bascom, Bauman, Bonwell, Calkins, Conn, Cottrell, DeMar, Dye of Pottawattamie, Earle,

Feay, Fenn, Fox, Greenwood, Harvey, Heles, Hickey, Jones, Kellogg, Kull, Lister, McAllister, McDonald, Mann, Marston, Miller of Bremer, Moore, Paul, Pierce, Price, Reaney, Reitz, Schoenenberger, Schroeder, Shaffer, Sheldon, Stewart, Swift, Van Houten, Webster, Welden, Youde—44.

Absent or not voting :

Cassady, Clary, Felt, Hanna, Hume, Kendall, Offill, Schulte, Sparks—9.

So the bill passed and the title was agreed to.

On motion of Cottrell of Plymouth, House File No. 264, a bill for an act to provide for the drafting of bills for members of the General Assembly, and for the gathering of information relating to legislation in this and other states, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Koontz, Kull, Lister, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Morris, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, White, Wilson, Wolfe, Youde—84.

The nays were :

Allred, Hambleton, Harding, McAllister, Miller of Dubuque, Price, Teter, Mr. Speaker—8.

Absent or not voting :

Arney, Cassady, Clary, Dewell, Dow, Elliott, Jewell, Kendall, Lee, Moore, Nix, Sheldon, Sparks, Springer, Weeks, Welden—16.

So the bill passed and the title was agreed to.

On motion of Beery of Henry, House File No. 143, a bill for an act to indemnify Charles H. Tribby for damages caused by sewage from the State Hospital for Insane at Mount Pleasant, Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Marston of Cerro Gordo in the chair.

Beery of Henry moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Kelley, Kellogg, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Webster, Welden, White, Wolfe, Youde, Mr. Speaker—90.

The nays were :

None.

Absent or not voting :

Cassady, Clary, Conn, Dow, Geneva, Heles, Jewell, Jones, Kendall, Marston, Paul, Price, Sparks, Springer, Teter, Van Houten, Weeks, Wilson—18.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, Senate File No. 77, a bill for an act making appropriations for the Iowa State College of Agriculture and Mechanic Arts, the State University, and the State Normal School, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Jones of Montgomery moved to amend Senate File No. 77 by striking out the period after the word "hereafter" in the fifth line of Section Two (2) and inserting in lieu thereof a semicolon (;) and the following: "and for the repair and contingent fund the sum of Seven Thousand Five Hundred Dollars (\$7,500), annually, hereafter."

Amendment adopted.

Jones of Montgomery moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Calkins, Clarke, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jones, Kelley, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mars-ton, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—92.

The nays were:

None.

Absent or not voting:

Balluff, Bonwell, Cassady, Clary, Corrie, Earle, Felt, Jewell,

Kellogg, Kendall, Miller of Bremer, Price, Sheldon, Sparks, Van Houten, Weeks—16.

So the bill passed and the title was agreed to.

On motion of Koontz of Johnson, House File No. 288, a bill for an act making appropriations to the State Historical Society of Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Welden, White, Wolfe, Youde, Mr. Speaker—92.

The nays were:

Anderson—1.

Absent or not voting:

Calkins, Cassady, Clary, Corrie, Dunn, Earle, Felt, Flugum, Hanna, Harvey, Kendall, Sparks, Teter, Weeks, Wilson—15.

So the bill passed and the title was agreed to.

On motion of Dodds of Des Moines, Senate substitute for Senate File No. 104, a bill for an act to amend Chapter Two (2) of Title Ten (10) of the Code, relating to United States levees, as amended

by Chapter Eighty-three (83) of the laws of the Thirty-first General Assembly, to promote the public health, convenience and welfare, by leveeing, ditching and draining the lands of the State, and providing for the assessment and collection of the costs and expenses of the same, and issuing improvement certificates, or issuing or selling bonds therefor, with report of committee recommending passage, was taken up and considered.

Mr. Dodds moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Calkins, Clarke, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Hume, Jewell, Jones, Kelley, Kellogg, Koontz, Kull, Lee, Lister, Lowrey, McAllister, Maben, Marston, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Anderson, Brandes, Cassady, Clary, Corrie, Dunn, Earle, Felt, Flugum, Grier, Hanna, Holmes, Inman, Kendall, McDonald, McElrath, Mann, Mason, Moore, Price, Sheldon, Sidey, Van Houten, Weeks—24.

So the bill passed and the title was agreed to.

Substitute for Senate File No. 8, a bill for an act to amend the law as it appears in Chapter Sixty-eight (68), acts of the Thirtieth General Assembly, and in Chapter Eighty-five (85) of the acts of the Thirty-first General Assembly, in relation to levees, ditches,

drains and watercourses, with report of committee recommending passage as amended, was taken up and considered.

Lister of Grundy moved the adoption of the amendments proposed by the Committee on Agriculture, on the substitute for Senate File No. 8.

On motion of Lee of Emmet the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Sullivan of Polk moved that Senate File No. 80 be indefinitely postponed.

Motion prevailed.

Van Houten of Taylor moved that House File No. 373 be indefinitely postponed.

Motion prevailed.

#### CONSIDERATION OF BILLS.

Consideration was resumed of Substitute for Senat File No. 8, which was pending at the adjournment on the motion of Lister of Grundy for the adoption of the amendments recommended by the Committee on Agriculture.

Committee amendments lost.

Reaney of Louisa moved to amend Substitute for Senate File No. 8 by adding to Section Five (5) the following: "Except that in no case shall a pumping station be established unless a petition signed by at least twenty-five (25) per cent of the land owners benefited has been filed, asking for the same."

Amendment lost.

Dodds of Des Moines moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Bonwell, Brandes, Calkins, Clarke, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Earle, Elliott, Feay, Feely, Felt, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Harding, Harvey, Heles, Hickey, Holmes, Hume, Jones, Kellogg, Kull, Lee, Lowrey, McAllister, McDonald, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Price, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stillman, Stoltenberg, Swift, Van Houten, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—77.

The nays were:

Bergeson, Flugum, Maben, Pierce, Reaney, Stewart, Webster—7.

Absent or not voting:

Anderson, Blackmore, Cassady, Clary, Corrie, Dye of Pottawattamie, Fenn, Hanson, Inman, Jewell, Kelley, Kendall, Koontz, Lister, McElrath, Miller of Bremer, Offill, Schroeder, Sheldon, Sparks, Sullivan, Swan, Teter, Youde—24.

So the bill passed and the title was agreed to.

On motion of Schulte of Clayton, House File No. 226, a bill for an act relating to the organization and officers of cities and towns, amending Chapter Two (2), Title Five (5), of the Code, and of the Supplement to the Code, with report of committee recommending passage as amended by substitute, was taken up and considered.

Teter of Marion moved that House File No. 226 be made a special order for Wednesday morning, March 20, at 10 o'clock.

Motion prevailed.

On motion of Harding of Woodbury, Senate File No. 175, a bill for an act to amend the law as it appears in Section Two Hundred and Fifty-five (255) of the Supplement to the Code, relating to superior courts, with report of committee recommending passage, was taken up and considered.

Mr. Harding moved to amend Senate File No. 175 by changing "Section Two (2)" to "Section Three (3)," and inserting for Section Two (2) the following:

Sec. 2. That the law as it appears in Chapter Ten (10), Section One (1) of the laws of the Thirty-first General Assembly be, and the same is hereby amended, by inserting "or city" in line six between the word "general" and "election".

Amendment adopted.

Lee of Emmet moved to make Senate File No. 175 a special order for next Tuesday afternoon at 2 o'clock.

Motion lost.

Fox of Dallas moved to amend Senate File No. 175 by striking out the publication clause.

Amendment lost.

Harding of Woodbury moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Arney, Balluff, Beery, Bonwell, Calkins, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Earle, Elliott, Feay, Feely, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Holmes, Hume, Inman, Kelley, Kellogg, Kendall, Kull, McElrath, Maben, Mann, Marston, Mason, Mercer, Moore, Nix, Paul, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Sidey, Sparks, Stewart, Stillman, Sullivan, Swan, Swift, Webster, Weeks, White, Wilson, Wolfe—63.

The nays were:

Allred, Baird, Bascom, Bauman, Bixby, Blackmore, Brandes, Clarke, Conn, Corrie, Cottrell, Dye of Pottawattamie, Felt, Fenn, Flugum, Hickey, Jewell, Lee, Lowrey, McAllister, McDonald, Meredith, Morris, Offill, Pierce, Schroeder, Shaffer, Smith, Stoltzenberg, Teter, Van Houten, Welden, Youde, Mr. Speaker—34.

Absent or not voting:

Bergeson, Cassady, Clary, Heles, Jones, Koontz, Lister, Miller of Bremer, Miller of Dubuque, Sheldon, Springer—11.

So the bill passed.

Harding of Woodbury moved to amend the title to Senate

File No. 175 by inserting in the second line, after the word "Code," the following words and figures: "and Section One (1) of Chapter Ten (10), laws of the Thirty-first General Assembly."

Amendment adopted, and title as amended, agreed to.

EXPLANATION OF VOTE.

MR. SPEAKER—I vote "aye" on Senate File No. 175, although I object to the publication clause.

JOHN FOX.

On motion of Jones of Montgomery, Senate File No. 206, a bill for an act to amend Sections Two (2), Four (4) and Five (5) of Chapter Fifty-three (53) of the acts of the Thirtieth General Assembly, in regard to motor vehicles, was taken up and considered.

Mr. Jones moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Drury, Dye of Pottawatamie, Earle, Feay, Feely, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Jones, Kelley, Kellogg, Kendall, Kull, Lee, McAllister, McDonald, Maben, Mann, Miller of Bremer, Miller of Dubuque, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Webster, Welden, White, Wolfe, Youde, Mr. Speaker—75.

The nays were:

Balluff, Clarke, Darrah, Dow, Dye of Decatur, Fenn, Harding, Inman, Jewell, Mercer, Meredith, Moore, Smith, Sullivan, Wilson—15.

Absent or not voting:

Bixby, Cassady, Clary, Dunn, Elliott, Geneva, Hume, Koontz, Lister, Lowrey, McElrath, Marston, Mason, Sheldon, Sparks, Springer, Van Houten, Weeks—18.

So the bill passed and the title was agreed to.

On motion of Mercer of Pocahontas, House File No. 202, a bill for an act to amend Section One Thousand Three Hundred Four (1304) of the Code, relating to exemptions from taxation, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—92.

The nays were:

Doran—1.

Absent or not voting:

Cassady, Clary, Corrie, Grier, Harvey, Hume, Kellogg, Lister, Lowrey, Mason, Miller of Bremer, Sparks, Springer, Van Houten, White—15.

So the bill passed and the title was agreed to.

#### REPORTS OF COMMITTEES.

Sullivan of Polk, from the Committee on Municipal Corporations, submitted the following reports:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 170, a bill for an act to amend Paragraph

Three (3) of Section Eight Hundred and Ninety-four (894) of the Supplement to the Code, relating to the levy of a tax for a sewer fund, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out all after the enacting clause and substituting the following:

SECTION 1. Cities of the second class, and towns, shall have the power to levy, annually, a tax not exceeding three mills on the dollar, to be used solely for the purpose of constructing outlets and purifying plants for sewers. The levy made under this act shall not be considered a part of the levy made for a sewer fund under the provisions of Paragraph Three (3) of Section Eight Hundred and Ninety-four (894) of the Supplement to the Code.

And when so amended that the bill do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 165, a bill for an act to repeal a law, relating to special assessment rate, which appears as Seven Hundred and Ninety-two-A (792-A) of the Code Supplement, 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 indefinitely postponed.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 278, a bill for an act granting authority to cities and towns to join the League of Iowa Municipalities, to send delegates, pay dues and assessments, make appropriation therefor, and to regulate the organization, laws and meetings of such league, beg leave to report 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 substituting the following:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 278.

A BILL for an act authorizing cities and towns, including cities under special charter, to appropriate money to pay dues in the League of Iowa Municipalities, and to pay the actual expense of delegates to the meetings of such league, additional to Chapter Three (3), Title V (5) of the Code.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. Cities and towns, including cities under special charter, may, by resolution, appropriate money out of the general fund to pay

dues in the League of Iowa Municipalities not to exceed, annually, five dollars for each one thousand population or fraction thereof of such city or town or city under special charter, and to pay the actual expense of not more than two delegates to the meetings of such league.

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa.

And when so amended that the bill do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 50, a bill for an act relating to rates of beneficiary societies.

Also:

House File No. 280, a bill for an act to fix the place of bringing action against municipal corporations in the State of Iowa in all counties where terms of the district court are held in more than one place.

PAUL E. STILLMAN,  
*Chairman.*

Passed on file.

The committee appointed to prepare a program for the meeting of the Pioneer Law-Makers' Association submitted the following report:

MR. SPEAKER—Your committee to tender an invitation to the Pioneer Law-Makers' Association of Iowa to visit the House of Representatives on Thursday afternoon, March 14, 1907, beg leave to report that they have performed the duty assigned them and that the invitation has been accepted.

They further recommend that the following program be observed:

Address, Hon. C. B. Paul.

Address, Hon. M. A. Dashiell.

Solo, Mrs. Alice Smith Cheek.

Address, Hon. Lafayette Young.

Solo, Hon. Lot Abraham.

Address, Hon. J. C. DeMar.

Solo, Mrs. Alice Smith Cheek.

Address, ex-Lieutenant Governor Warren S. Dungan.

Solo, Hon. Thomas Geneva.

Address, Hon. Guy A. Feely.

Solo, Mrs. Alice Smith Cheek.

Respectfully submitted,

G. H. VAN HOUTEN,  
P. M. JEWELL,  
CLINT L. PRICE,  
*Committee.*

Report adopted.

Unanimous consent having been given, Jones of Montgomery withdrew House File No. 302 from further consideration of the House.

Motion to reconsider the vote by which House File No. 253 failed to pass the House was called up in regular Calendar order by Geneva of Keokuk.

The motion to reconsider was lost.

On motion of Beery of Henry, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTIVES,  
DES MOINES, IOWA, MARCH 14, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. Pearse Pinch of Fairfield.

Journal of Wednesday, March 13, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Speaker Kendall presented resolution of the General Assembly of Montana relative to a constitutional amendment to provide for the election of United States Senators by direct vote.

Referred to committee on Constitutional Amendments.

Dodds of Des Moines presented petition of manufacturers and wholesale dealers at Burlington relative to an appropriation for the pure food laws.

Referred to Committee on Appropriations.

Dodds of Des Moines presented petition of Division 115 Brotherhood of Locomotive Engineers, of Burlington, relative to Assumption of Risk Bills.

Referred to Committee on Judiciary.

Arney of Marshall presented petition of resident taxpayers of Marshall county relative to House File No. 75.

Referred to Committee on Appropriations.

Anderson of Hamilton presented remonstrance of voters and residents of Webster City against House Files Nos. 233 and 234.

Referred to Committee on Judiciary.

Sullivan of Polk presented petition of residents of Des Moines relative to exemption bills.

Referred to Committee on Judiciary.

Reaney of Louisa presented petition of citizens of Louisa county relative to temperance bills.

Referred to Committee on Suppression of Intemperance.

#### REPORTS OF COMMITTEES.

Conn of Butler, from the Committee on Insurance, submitted the following reports:

MR. SPEAKER—Your Committee on Insurance, to whom was referred House File No. 341, a bill for an act to repeal Section Seventeen Hundred and Seventy-four (1774) of the Code, relating to valuation of policies of life insurance companies 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 do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Insurance, to whom was referred Senate File No. 10, a bill for an act to amend the law as it appears in Section Thirteen Hundred Thirty-three-d (1333-d), Supplement to the Code, relating to state tax on gross receipts of insurance corporations and 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 do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

Morris of Sioux, from the Committee on Roads and Highways, submitted the following reports:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 342, a bill for an act to repeal Section Fourteen Hundred Eighty-three (1483) of the Code, relating to roads and highways, 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 do pass.

J. F. MORRIS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 404, a bill for an act to amend Section One Thousand Five Hundred Thirty (1530) of the Supplement to the Code, relating to county road fund and how it is paid out, beg leave to report 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. F. MORRIS,  
*Chairman.*

Adopted.

Shaffer of Fayette, from the Committee on Pharmacy, submitted the following report:

MR. SPEAKER—Your Committee on Pharmacy, to whom was referred Senate File No. 157, a bill for an act to repeal Section Twenty-five Hundred Ninety Three (2593) of the Code and to enact a substitute therefor, relating to the practice of pharmacy, beg leave to report 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. D. SHAFFER,  
*Chairman.*

Adopted.

Stillman of Greene, 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. 41, a bill for an act to provide for the payment of a bounty for the destruction of pocket gophers.

Also:

House File No. 43, a bill for an act to repeal Section Four Hundred Sixty-nine of the Code, and enact a substitute therefor, providing for the compensation of county supervisors.

Also:

House File No. 77, a bill for an act to prohibit the use and sale of toy pistols, firecrackers, dynamite caps and blank cartridges.

Also:

House File No. 151, a bill for an act to prevent the desecration of Memorial day and provide a penalty therefor.

Also:

House File No. 192, a bill for an act making an appropriation for the salary and expenses of State agents and other expenses incurred under Chapter 181 of the acts of the Thirty-first General Assembly.

Also:

House File No. 204, a bill for an act to amend Section Seven Hundred Seventy-six (776) of the Code, relating to the publication of notices of questions submitted to the voters of cities and incorporated towns.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 41, a bill for an act to provide for the payment of a bounty for the destruction of pocket gophers.

Also:

House File No. 43, a bill for an act to repeal Section Four Hundred Sixty-nine of the Code, and enact a substitute therefor, providing for the compensation of county supervisors.

Also:

House File No. 77, a bill for an act to prohibit the use and sale of toy pistols, firecrackers, dynamite caps and blank cartridges.

Also:

House File No. 151, a bill for an act to prevent the desecration of Memorial day and provide a penalty therefor.

Also:

House File No. 192, a bill for an act making an appropriation for the salary and expenses of State agents and other expenses incurred under Chapter 181 of the acts of the Thirty-first General Assembly.

Also:

House File No. 204, a bill for an act to amend Section Seven Hundred Seventy-six (776) of the Code, relating to the publication of notices of questions submitted to the voters of cities and incorporated towns.

Also:

Senate File No. 175, a bill for an act to amend the law as it appears in Section 255 of the Supplement to the Code, and Section 1 of Chapter 10 of laws of the Thirty-first General Assembly, relating to superior courts.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval, House File

No. 41, a bill for an act to provide for the payment of a bounty for the destruction of pocket gophers.

Also:

House File No. 43, a bill for an act to repeal Section Four Hundred Sixty-nine of the Code, and enact a substitute therefor, providing for the compensation of county supervisors.

Also:

House File No. 77, a bill for an act to prohibit the use and sale of toy pistols, firecrackers, dynamite caps and blank cartridges.

Also:

House File No. 151, a bill for an act to prevent the desecration of Memorial day and provide a penalty therefor.

Also:

House File No. 192, a bill for an act making an appropriation for the salary and expenses of State agents and other expenses incurred under Chapter 181 of the acts of the Thirty-first General Assembly.

Also:

House File No. 204, a bill for an act to amend Section Seven Hundred Seventy-six (776) of the Code, relating to the publication of notices of questions submitted to the voters of cities and incorporated towns.

PAUL E. STILLMAN

*Chairman.*

Passed on file.

#### INTRODUCTION OF BILLS.

By McElrath of Woodbury, House Joint Resolution No. 5.

JOINT RESOLUTION providing for the appointment of a commission to inquire into the subject of taxation for State and local purposes and the expediency of revising and amending the laws relating thereto and making an appropriation therefor.

*Be it Resolved by the General Assembly of the State of Iowa:*

SECTION 1. Within twenty days after this act takes effect there shall be appointed in the manner hereinafter provided, nine persons whose duty it shall be to inquire into the subject of assessment and taxation for State and local purposes, the operation and effect of the law relating thereto and the expediency of revising and amending such laws so as to establish a more equal and just system of raising necessary public revenues and to report to the next Legislature on or before Jan. 15, 1909, the result of their investigation, together with bills to carry out the recommendation of the commission in regard to the revision and amendment of the tax laws of the State. Three of the persons shall be appointed by the Governor, three shall be appointed from the Senate by the President of the Senate; and three from the House by the Speaker of the House. The members of the commission shall not receive a salary, but each shall be entitled to his actual and necessary expenses incurred in

the performance of his duties under the provision of this act, to be paid by the State Treasurer on the audit and warrant of the comptroller.

Sec. 2. Said commission hereby is authorized and empowered to require and enforce the attendance of witnesses and the production of books and papers and to administer oaths and to employ counsel, experts, stenographers, clerks and such others employes as may be necessary for the purpose of their investigation and report.

Sec. 3. The members of such committee shall receive while in the performance of their duties, mileage in the sum of five (5) cents per mile, each way, and the actual and necessary expenses incurred, to be paid out of any money in the treasury not otherwise appropriated, on vouchers filed with the Auditor of State; provided, the aggregate expenditures of said committee shall not exceed the sum of Three Thousand (\$3,000) Dollars.

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

By Wolfe of Clinton, House File No. 415, a bill for an act to amend Section Three Thousand One Hundred and Seventy-three (3173) of the Code, relative to the taking of testimony in divorce cases.

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

By Mercer of Pocahontas, House File No. 416, a bill for an act to reorganize the Congressional Districts of the State.

Read first and second time and referred to Committee on Congressional Districts.

By Miller of Bremer, House File No. 417, a bill for an act to amend Section One Thousand Five Hundred Sixty (1560) of the Supplement to the Code, relating to the obstruction of highways by fences.

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

By Arney of Marshall (by request), House File No. 418, a bill for an act authorizing cities and towns, including cities under special charter, to provide for the collection and disposal of garbage, and for the payment for such services.

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

## MESSAGES FROM THE SENATE.

The following messages were 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. 277, a bill for an act to provide a uniform system of books, blanks, records, vouchers, etc., for the use of county auditors, county treasurers and clerks of the district court.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 204, a bill for an act relating to the sale of cocaine and restricting the sale of certain others drugs.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 152, a bill for an act relating to the handling of the principal and interest of the permanent school fund.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 240, a bill for an act prohibiting the willful taking of any electric current, gas or water from the wires, meters, pipes, etc., with intent to defraud.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 175, a bill for an act to amend the law as it appears in Section Two Hundred Fifty-five (255) of the Supplement to the Code, relating to superior courts.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 55, a bill

for an act prohibiting and regulating hospitals, institutions and places created and used as lying-in or maternity hospitals.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 260, a bill for an act relating to the support of county teachers' institutes.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 48, a bill for an act to provide a method whereby assessment life associations may be re-incorporated as legal reserve life insurance companies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 150, a bill for an act pertaining to meetings of the Soldiers' Relief Commission.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Substitute for Senate File No. 160, a bill for an act defining the duties and compensation and providing for paying expenses of the Educational Board of Examiners.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 196, a bill for an act to regulate the sale or disposal of stocks of goods, wares or merchandise in bulk and to provide a penalty for the violation thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Substitute for Senate File No. 230, a bill for an act requiring a stamp or label on every ball of binding twine sold or offered for sale, within the State, and providing a penalty for the violation thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 275, a bill for an act relating to printing, binding and distribution of State reports and documents.

GEO. A. NEWMAN,  
*Secretary.*

Senate File No. 42 was recalled from the Committee on Insurance and referred to the Committee on Judiciary.

Unanimous consent having been given, Reaney of Louisa withdrew House File No. 142 from the Committee on Agriculture and from further consideration of the House.

Unanimous consent having been given, Dodds of Des Moines withdrew House File No. 44 from the Committee on Agriculture and from further consideration of the House.

#### CONSIDERATION OF BILLS.

On motion of Clarke of Jefferson, House File No. 45, a bill for an act to safeguard the public health by regulating the manufacture and sale of patent and proprietary medicines and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Miller of Bremer moved to amend House File No. 45 by adding to the second division of Section Four (4) the following: "If, however, the package is put up by a registered physician the contents of the package may be written in red ink, said description being set forth in the English language."

Amendment adopted.

Hackler of Webster moved to amend House File No. 45 by placing a semicolon after the word "act" in the third line of Section Nine (9) as the same appears in the Journal, and striking out the remainder of said sentence after said word and adding the following: "Provided, however, that in case any question should arise as to whether such goods were purchased prior to the first day of July, 1907, the burden shall be upon the dealer to prove that such purchase was made prior to said date."

Amendment adopted.

Calkins of Adams moved to amend House File No. 45 by striking out all of Section Five (5).

Amendment adopted.

Kelley of Polk moved to amend House File No. 45 by adding to Section Nine (9) the following:

SEC. 9. That nothing in this act shall be considered to prohibit the shipment or sale to and administration in any hospital, sanitarium or other establishment wherein patients are treated, which are in charge of regularly licensed physicians and wherein such drugs and medicines are administered to such patients under the direction of regularly licensed physicians and not sold to the general public.

Amendment adopted.

Offill of Jasper moved to amend House File No. 45 by striking out all after the enacting clause.

Amendment lost.

Cottrell of Plymouth moved to amend House File No. 45 by striking out all of Section One (1), after the word "drug" in the sixth line of said section as printed in the Journal, by striking out all of Section Two (2); all of Section Three (3), all of Section Four (4); and by inserting in lieu thereof the following: "Unless the same shall conform to the requirements as laid down in the National Food and Drug Law."

Clarke of Jefferson moved that the bill and pending amendment be re-referred to the Committee on Public Health.

Motion prevailed and the bill was so referred.

Committee from the Pioneer Law-Makers' Association appeared and announced the acceptance of the invitation that had been extended to them to visit the House Thursday afternoon.

The time having arrived for Special Order No. 14, on motion of Meredith of Cass, House File No. 387, a bill for an act relating to certain powers to be exercised by the stockholders and directors of railway and other public service corporations heretofore or hereafter organized under the laws of this State, and defining quorums at their meetings, and providing for the election of directors nominated by a minority of the stockholders, and providing for notice of special directors' meetings, being an act amendatory to Chapter One (1), Title IX (9) of the Code, was taken up and considered.

Dow of Franklin in the chair.

Speaker Kendall in the chair.

On motion of Hambleton of Mahaska the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Drury of Sac presented the following resolution:

Resolved, That inasmuch as the Za-Ga-Zig Temple of Shriners are to visit the Capitol this afternoon, the House extend to them a cordial invitation to be our guests and to take possession of the House for thirty minutes immediately following the reception tendered the Pioneer Law-Makers, the chief Zig-zagger to preside.

The rule suspended and resolution adopted.

#### CONSIDERATION OF BILLS.

House resumed consideration of House File No. 387, which was pending on its second reading at adjournment.

Sparks of Wapello in the chair.

Meredith of Cass moved to amend House File No. 387, by renumbering Section Five (5) as Section Six (6) by renumbering Section Six (6) as Section Seven (7), and by inserting as Section Five (5) the following:

SEC. 5. Nothing in this act contained shall affect any provisions of the articles of incorporation of any such corporation relating either to the issuance of shares of its capital stock or to the amendment of its articles of incorporations.

Weeks of Guthrie presented the following substitute for House File No. 387 and moved that this amendment, together with the original bill and the amendment proposed by Meredith of Cass, be printed in the Journal.

SUBSTITUTE FOR HOUSE FILE NO. 387.

A BILL to provide for the use of union depots and terminal railways by other companies.

*Be it enacted by the General Assembly of the State of Iowa:*

SECTION 1. All companies now or hereafter organized in this State for the owning and operating of union depots or terminal railroads shall to the extent of their capacity and on just and reasonable terms admit to the use of such union depots and terminal railways, all railroad companies desiring to use such depots and facilities. In case any railroad company and such union depot or terminal railroad company shall not be able to agree upon the terms under which such railroad company may be afforded the use of such union depot or terminal facilities, the Railroad Commissioners shall, upon application of either party, and upon reasonable notice to the other, fix and determine the extent of the use and service to be furnished by said terminal company to such railroad company, the amount to be paid as rent or compensation, and the regulations under which the said railroad company may avail itself of facilities and have the use of the said terminal property or depot, or be served by the said union depot or terminal railroad company; and the district court of the proper county shall have authority to enforce the order of the said Railway Commissioners in so far as it is found to be reasonable and practical.

Moore of Linn moved that further consideration of House File No. 387 be indefinitely postponed.

Roll call demanded.

On the question, "Shall the consideration be indefinitely postponed?"

The yeas were:

Allred, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Brandes, Calkins, Clarke, Conn, Cottrell, DeMar, Dewell, Dodds, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Fox, Geneva, Grier, Hackler, Harding, Harvey, Heles, Holmes, Inman, Jewell, Kellogg, Kendall, Lowrey, McAllister, McElrath, Mann, Miller of Bremer, Miller of Dubuque, Moore, Nix, Offill, Paul, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Sparks, Stewart, Swan, Swift, Van Houten, Weeks, Wolfe—62.

The nays were:

Bergeson, Bonwell, Doran, Drury, Feely, Hambleton, Hanson, Hume, Kelley, Lee, Lister, Maben, Marston, Mason, Mercer, Meredith, Morris, Pierce, Reaney, Sidey, Stillman, Stoltenberg, Sullivan, Teter, Welden, White, Wilson, Youde, Mr. Speaker—31.

Absent or not voting:

Anderson, Cassady, Clary, Felt, Fenn, Flugum, Greenwood, Hanna, Hickey, Jones, Koontz, Kull, McDonald, Springer, Webster—15.

So the consideration of House File No. 387 was indefinitely postponed.

EXPLANATION OF VOTE.

MR. SPEAKER—I have voted in the negative on the motion to indefinitely postpone House File No. 387, believing that the measure, together with the pending amendments, should be given further consideration.

L. D. TETER.

MR. SPEAKER—My purpose in voting “no” on the motion to indefinitely postpone House File No. 387 was to allow a full discussion of same and of the substitute offered therefor and to allow a vote on the main question.

N. J. LEE.

On motion of Meredith of Cass, House File No. 338, a bill for an act relating to railway corporations owning or operating terminal railways in this State, and requiring every such corporation to lease terminal facilities to and perform terminal services for all other railways desiring the same on such terms as shall be agreed on or fixed by arbitration, was taken up and considered.

Weeks of Guthrie moved the adoption of the following substitute:

SUBSTITUTE FOR HOUSE FILE NO. 388.

A BILL to provide for the use of union depots and terminal railways by other companies.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. All companies now or hereafter organized in this State for the owning and operating of union depots or terminal railroads shall to the extent of their capacity and on just and reasonable terms admit to the use of such union depots and terminal railways, all railroad companies desiring to use such depots and facilities. In case any railroad company and such union depot or terminal railroad company shall not be able to agree upon the terms under which such railroad company may

be afforded the use of such union depot or terminal facilities, the Railroad Commissioners shall, upon application of either party, and upon reasonable notice to the other, fix and determine the extent of the use and service to be furnished by said terminal company to such railroad company, the amount to be paid as rent or compensation, and the regulations under which the said railroad company may avail itself of facilities and have the use of the said terminal property or depot, or be served by the said union depot or terminal railroad company; and the district court of the proper county shall have authority to enforce the order of the said Railway Commissioners in so far as it is found to be reasonable and practical.

Marston of Cerro Gordo moved that House File No. 388 and the proposed substitute be re-referred to the Committee on Railroads and Commerce.

Motion prevailed and the same was so referred.

On motion of Webster of Muscatine, House File No. 397, a bill for an act to amend Section Four Hundred and Forty-eight (448) of the Code, relating to borrowing money for the erection of public buildings in counties having a populaion of forty thousand or over, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—95.

The nays were:

None.

Absent or not voting :

Balluff, Bonwell, Cassady, Clarke, Clary, DeMar, Kelley, Maben, Mason, Moore, Sparks, Springer, Wolfe—13.

So the bill passed and the title was agreed to.

On motion of Darrah of Lucas, House File No. 63, a bill for an act to repeal Section Twenty Hundred and Fifty-seven (2057) of the Code, relating to fences required to be constructed by railroad companies, and enacting a substitute therefor, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Arney of Marshall moved to amend House File No. 63, as printed in the Journal, by inserting between the words "public" and "roads" in the eighth line of Section One (1) the words "and private."

Amendment adopted.

Darrah of Lucas moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mason, Mercer, Meredith, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—86.

The nays were :

None.

Absent or not voting:

Bonwell, Cassady, Clarke, Clary, Dodds, Earle, Felt, Greenwood, Inman, Jones, Lister, Mann, Marston, Miller of Bremer, Miller of Dubuque, Schroeder, Sheldon, Sparks, Springer, Van Houten, White, Wolfe—22.

So the bill passed and the title was agreed to.

On motion of Anderson of Hamilton, House File No. 108, a bill for an act limiting the indebtedness of state and savings banks, and repealing Section One Thousand Eight Hundred and Fifty-five (1855) of the Code, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

The Sergeant-at-Arms announced the arrival of the members of the Pioneer Law-Makers' Association, who entered and took seats in the west side of the House chamber.

The following program was rendered:

Address of welcome, Speaker Kendall.

Address, Hon. C. B. Paul.

Solo, Alice Smith Cheek.

Address, Hon. Lafayette Young.

Solo, Hon. Lot Abraham.

Address, Hon. J. C. DeMar.

Solo, Alice Smith Cheek.

Address, Hon. W. J. Moir.

Solo, Hon. Thomas Geneva.

Address, Hon. Guy A. Feely.

Solo, Alice Smith Cheek.

Moore of Linn moved that the addresses in the program of the Pioneer Law-Makers be printed in the Journal.

Motion prevailed.

#### REPORTS OF COMMITTEES.

Sullivan of Polk, from the committee on Municipal Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 285, a bill for an act to provide for the government of certain cities; amending Title Five (5) of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House without recommendation.

JOHN B. SULLIVAN,

*Chairman.*

Ordered passed on file.

On motion of Sullivan of Polk, House File No. 285 was made a special order for Thursday afternoon, March 21, at 2 o'clock.

Meredith of Cass, from the Committee on Railroads and Commerce, submitted the following report:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 375, a bill for an act to regulate the charges on sleeping cars on all railroads in this State and to provide penalties for the violation 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 do pass.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Teter of Marion, from the Committee on Retrenchment and Reform, submitted the following reports:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House File No. 333, a bill for an act to amend Sections 156 and 157 of the Code, relating to the election and duties of the secretary of the Executive Council and defining the duties of said secretary, and to amend Section 1378 and 1382 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 do pass.

L. D. TETER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House File No. 304, a bill for an act to transfer from the Auditor of State to the Treasurer of State all of the powers, duties and responsibility relating to state and savings banks and loan and trust 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 be amended as follows:

By adding to Section One (1) thereof the following, to-wit: "Said banks and loan and trust companies shall, from and after the date above named, report to the Treasurer of State, and shall pay to him all fees or charges and account to and be subject to his supervision, regulation and control to whatever extent and in whatever manner and as fully as they are now controllable by, and subject to, the Auditor of State."

And when so amended that the bill do pass.

L. D. TETER,  
*Chairman.*

Adopted.

Also :

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House File No. 305, a bill for an act to transfer the duties, powers and authority granted to or enjoined upon the Auditor of State under the provisions of Chapter Thirty-four (54), acts of the Thirty-first General Assembly, relating to publication of municipal accounts, establishing uniform system of accounts, reports and audits in cities and towns, from the Auditor of State to the Secretary of 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 amended as follows:

By adding to Section 1 thereof the following, to-wit: "Cities and towns shall hereafter make all reports required by the provisions of the above mentioned chapter to the Secretary of State and shall pay to him all fees or charges required by said chapter and be in all respects accountable to, and subject to, said officer to whatever extent, and in whatever manner, they are under the provisions of said chapter accountable or subject to the Auditor of State."

And when so amended that the bill do pass.

L. D. TEETER,  
*Chairman.*

Adopted.

Also :

MR. SPEAKER—Your Committee on Retrenchment and Reform, to whom was referred House File No. 303, a bill for an act to repeal Sections 373, 374, 375 and 376 of the Code, in relation to notaries public and enact substitutes therefor; also to amend Section 68 of the Code, in relation to the registration of commissions, beg leave to report that they have had the same consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

L. D. TEETER,  
*Chairman.*

Adopted.

McElrath of Woodbury, from the Committee on Animal Industry, submitted the following report:

MR. SPEAKER—Your Committee on Animal Industry, to whom was referred House File No. 306, a bill for an act providing that owners or keepers of stallions or jacks shall have a lien upon the get of any such animal for the service fee 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 amended by adopting in lieu thereof the following substitute:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 306.

A BILL for an act providing that owners or keepers of stallions or jacks shall have a lien upon the get of any such animal for the service fee thereof.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That owners or keepers of stallions or jacks shall have a lien for the service fee of any such animal on the offspring thereof for the period of six months from and after the birth of such offspring, which lien shall take precedence over all other liens thereon and become effective upon filing with the clerk of the district court of the county in which the property is located a sworn statement of account giving date of last service.

SEC. 2. Said lien may be enforced as against existing creditors and subsequent purchasers without notice at any time after the birth of such offspring and before the termination of the lien by the commencement of an action in which the holder of the lien shall become entitled to a writ of attachment by filing with the clerk of the district court or with a justice of the peace a verified petition stating that the action is commenced to recover said service fee; and the procedure thereunder shall be the same, as nearly as may be, as that of other cases of attachment, except that no bond shall be required of the plaintiff. But failure to commence said action or make said levy within six months after the birth of said offspring shall not defeat said lien except as against purchasers or encumbrancers in good faith whose rights have accrued after said six months.

And when so amended that the bill do pass.

W. W. McELRATH,  
*Chairman.*

Adopted.

#### INTRODUCTION OF BILLS.

By Jones of Montgomery, House File No. 419, a bill for an act dividing the State into districts, establishing agricultural and manual training schools therein, providing for the management, control and operation thereof, creating a board of trustees therefor, establishing courses of study therein, and making provision for the creation and support thereof.

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

By Hanson of Humboldt, House File No. 420, a bill for an act to legalize the incorporation of the town of Humboldt (formerly Springvale), Humboldt county, Iowa, the election of its officers, the passage, adoption and recording of its ordinances and resolutions, and all acts done by the council of said town.

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

By Kull of Howard, House File No. 421, a bill for an act to repeal section Two Thousand and Twenty-six (2026) of the Supple-

ment to the Code, and Chapter Eighty-seven (87) of the acts of the Thirty-first General Assembly, and to enact a substitute therefor.

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

By Darrah of Lucas, House File No. 422, a bill for an act to amend Section Twenty-nine Hundred Fifty-seven (2957) of the Code, relative to affidavits to explain defective titles.

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

Unanimous consent having been given, Offill of Jasper withdrew House File No. 109 from the Committee on Elections and from further consideration of the House.

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, House Files No. 41, 43, 77, 151, 192, and Senate File No. 175.

On motion of Arney of Marshall House File No. 1 was recalled from the Senate.

Moore of Linn withdrew the motion that had been filed for the reconsideration of House File No. 324.

On motion of Weeks of Guthrie the House adjourned until 10 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 15, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. I. Robert Hargreaves of Iowa Falls.

Journal of Thursday, March 14, corrected and approved.

## LEAVE OF ABSENCE GRANTED.

On request of Baird of Iowa, leave of absence was granted Drury of Sac until Monday.

On request of Wilson of Tama, leave of absence was granted Mann of Fremont until Saturday.

On request, leave of absence was granted Lowrey of Calhoun until Saturday.

## MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 597 passed the House and by which it passed to its third reading.

D. D. WEBSTER.

I second the motion.

R. J. REANEY.

On request of Sullivan of Polk, Senate File No. 42 was withdrawn from the Committee on Judiciary and re-referred to the Committee on Insurance.

## INTRODUCTION OF BILLS.

By Schulte of Clayton, House File No. 423, a bill for an act to amend Section Seventeen Hundred Twenty-six (1726) of the Code, in relation to notes taken for policies of insurance.

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

By Elliott of Page, House File No. 424, a bill for an act to prevent the throwing or depositing of drugs or medicines as sample or otherwise in private or public places.

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

By Holmes of Kossuth (by request), House File No. 425, a bill for an act to amend Section Five Hundred and Forty-three (543) of the Code, relating to the fees of county surveyors.

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

By Earle of Allamakee, House File No. 426, a bill for an act to encourage the propagation of Mongolian, ring neck, English and Chinese pheasants, and to prohibit the killing thereof.

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

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

Substitute for Senate File No. 236, a bill for an act defining the relations between employer and employe with respect to assumption of risk and providing what shall constitute notice thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 363, a bill for an act relating to divorces and marriages of divorced persons.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 107, a bill for an act relating to pay of and loans to officers of state and savings banks and to enact a substitute therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also :

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

House File No. 345, a bill for an act amending the Supplement to the Code relative to the removal of goods and merchandise covered by insurance.

GEO. A. NEWMAN,  
*Secretary.*

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate File No. 54, a bill for an act relating to the assignment of certificates of purchase at tax sales and provide for duplicate certificates in case of loss of original.

GEO. A. NEWMAN,  
*Secretary.*

Also :

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

House File No. 118, a bill for an act relating to admission of persons to the Soldiers' Home.

GEO. A. NEWMAN,  
*Secretary.*

Also :

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

Senate File No. 245, a bill for an act relative to the purchase of a case for the reception of flags carried by Iowa regiments during the Spanish-American war and making appropriation therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also :

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

Senate File No. 74, a bill for an act limiting the indebtedness of state and savings banks.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 261, a bill for an act providing for the investment of funds of fraternal beneficiary societies, orders or associations.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 179, a bill for an act providing who shall be considered a "bona fide yearly subscriber" in the event of a contest.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 300, a bill for an act relating to borrowing money for the erection of public buildings in counties having a population of forty thousand or over.

GEO. A. NEWMAN,  
*Secretary.*

#### COSIDERATION OF BILLS.

House resumed consideration of House File No. 108, which was pending at adjournment on its second reading.

Schulte of Clayton moved to amend House File No. 108 by striking out the word "section" and figure "2" in the fourth line of the substitute bill, as printed in the Journal, and by renumbering Sections Three (3) and Four (4) as Sections Two (2) and Three (3).

Amendment adopted.

Stewart of Washington moved to amend House File No. 108 by striking out the words "to an order" in the seventh line of the substitute, as printed in the Journal, and inserting the words "of a specific" in lieu thereof.

Amendment lost.

Anderson of Hamilton moved that the rule be suspended,

that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Beery, Berge-son, Bixby, Blackmore, Brandes, Calkins, Clarke, Conn, Corrie, Darrah, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Fox, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Marston, Mercer, Miller of Dubuque, Moore, Mor-riis, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenen-berger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Still-man, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Welden, White, Wilson, Youde—85.

The nays were:

Bauman, Bonwell, Cottrell, Hambleton, Kull, Meredith, Miller of Bremer, Sparks, Stewart, Teter, Wolfe, Mr. Speaker—12.

Absent or not voting:

Cassady, Clary, DeMar, Drury, Elliott, Flugum, Geneva, Mann, Mason, Springer, Weeks—11.

So the bill passed and the title was agreed to.

#### EXPLANATION OF VOTE.

MR. SPEAKER—I take it that it is as necessary for a bank to borrow money, at times, for the protection of its depositors, as it is for an individual to borrow to protect his credit. I therefore vote "aye" on House File No. 108.

CURRAN F. SWIFT.

On motion of Jones of Montgomery, House File No. 361, a bill for an act to limit the expenses of life insurance compa-nies, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Youde, Mr. Speaker—93.

The nays were:

None.

Absent or not voting:

Balluff, Cassady, Clary, Drury, Dunn, Hume, Kelley, Kellogg, Lowrey Mann, Reitz, Schroeder, Springer, Weeks, Wolf—15.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, House File No. 273, a bill for an act to require an annual apportionment and accounting of surplus of life insurance policies, with report of committee recommending passage as amended, was taken up, considered and the committee amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran,

Dow, Dunn, Dye, of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Marston, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—93.

The nays were:

None.

Absent or not voting:

Balluff, Cassady, Clary, Drury, Felt, Kelley, Kellogg, Lowrey, Mann, Mason, Miller of Bremer, Nix, Schroeder, Sheldon, Springer—15.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, House File No. 274, a bill for an act to require an annual apportionment and accounting of surplus of life insurance companies as to policies heretofore issued, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Fenn, Feely, Felt, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lee, McAllister, McElrath, Maben, Marston, Mason,

Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—92.

The nays were:

None.

Absent or not voting:

Balluff, Cassady, Clary, Drury, Kelley, Kellogg, Lister, Lowrey, McDonald, Mann, Miller of Bremer, Schroeder, Sheldon, Springer, Stillman, Wolfe—16.

So the bill passed and the title was agreed to.

On motion of Nix of Union the House adjourned until 1:30 this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Jones of Montgomery moved that Senate File No. 77 be recalled from the Senate.

Motion prevailed.

#### LEAVE OF ABSENCE GRANTED.

On request of McAllister of Linn, leave of absence was granted Fox of Dallas until Tuesday.

On request, leave of absence was granted Stewart of Washington until Tuesday.

#### REPORTS OF COMMITTEES.

Teter of Marion, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 262, a bill for an act providing for the payment of premiums on surety or fidelity bonds out of the public treasuries for certain officers, and providing for interest on public funds held on deposit by such 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.

L. D. TETE,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 196, a bill for an act to revise the law relating to the sentence and commitment of persons convicted of crime, and providing for a system of reform and parole and to create the necessary officers therefor, defining their powers and duties, and to fix their compensation, and appropriating the money necessary to carry the same into effect, and to repeal all acts and parts of acts in conflict therewith, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the words "twenty-five" in the third line of Section Two (2) and in the second line of Section Four and One-half (4½) thereof, inserted in lieu of the words "thirty" by the Committee on Penitentiaries, be substituted by the words "thirty" as they appear in the original bill, and when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 420, a bill for act to legalize the incorporation of the town of Humboldt (formerly Springdale), Humboldt county, Iowa, the election of its officers, the passage, adoption and recording of its ordinances and resolutions, and all acts done by the council of said town, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Jones of Montgomery, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 254, a bill for an act providing for placing a statue in bronze of James Harlan, ex-Senator of Iowa, in the National Statuary Hall in the Capitol building of Washington, D. C., and appropriating money to pay 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 do pass.

F. F. JONES,  
*Chairman.*

Adopted.

On motion of Jones of Montgomery, House File No. 254 was made a special order for next Monday morning at 10 o'clock.

Meredith of Cass, from the Committee on Railroads and Commerce, submitted the following reports:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 403, a bill for an act to enlarge the powers and further define the duties of the Board 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 adding after the word "relief" in the fourth line of Section Two (2) the words: "and thereafter, when deemed necessary, prosecute the same at the expense of the State," and when so amended that the bill do pass.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 396, a bill for an act defining bucket shopping, making it a crime to maintain and operate the same and providing penalties for so doing, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 290, a bill for an act for the better protection of farm lands from the infection of fowl seeds and to require railroad and railway corporations to cut, burn or otherwise entirely destroy certain noxious weeds growing upon the right of way, beg leave to report 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 adopting the following substitute therefor:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 290.

A BILL for an act for the better protection of farm lands from the infection of fowl seeds and to require railroad corporations to cut and burn

or otherwise destroy certain noxious weeds growing upon its right of way.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. It shall be the duty of every corporation owning or operating a railroad in this State, on written notice from the owner, lessee or occupant of any land abutting upon its right of way, to cut and burn or otherwise destroy once each year during the month of July all cockle burrs, burdock weeds, quack grass and thistles on its right of way adjacent to said land.

SEC. 2. Any failure to comply with the provisions of this act shall be deemed a misdemeanor and shall be punished accordingly.

SEC. 3. It shall be the duty of the county attorneys in the respective counties to enforce the provisions of this act.

And when so amended that the bill do pass.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 282, a bill for an act to repeal Sections Two Thousand One Hundred Fifty-three (2153) and Two Thousand One Hundred Fifty-five (2155) of the Code, relating to joint freight rates over two or more connecting lines of railway between points within this State, and to enact substitutes therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adopting the following substitute therefor:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 282.

A BILL for an act to repeal Section Two Thousand One Hundred and Fifty-three (2153) and Two Thousand One Hundred and Fifty-five (2155) of the Code, relating to joint freight rates over two or more connecting lines of railway between points within this State, and to enact substitutes therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Two Thousand One Hundred and Fifty-three of the Code of 1897 be and the same is hereby repealed and the following enacted in lieu thereof:

SECTION 2153. Every owner or consignor of freight to be transported by railway from any point within this State to any other point within this State shall have the right to require that the same shall be transported over two or more connecting lines of railway, to be transferred at the connecting point or points without change of car or cars, if in carload lots, and with change of car or cars if in less than carload lots, whenever the distance from the place of shipment to destination, both being within this State, is less over two or more connecting lines of railway than it is over a single line of railway, or where the initial line

does not reach the place of destination; and it shall be the duty, upon the request of any such owner or consignor of freight, made to the initial company, of such railway companies whose lines so connect, to transport the freight without change of car or cars, if the shipment be in a carload lot or lots, and with or without change of car or cars if it be in less than carload lots, from the place of shipment to destination, whenever the distance from the place of shipment to destination, both being within this State, is less than the distance over a single line, or when the initial line does not reach the point of destination, for a reasonable joint through rate. This section shall apply to interurban railways and their connection with ordinary steam railways.

SEC. 2. Section Two Thousand One Hundred and Fifty-five (2155) of the Code of 1897 be and the same is hereby repealed and the following enacted in lieu thereof:

SECTION 2155. The Board of Railroad Commissioners shall, within ten days after this act takes effect, notify in writing every railway company owning or operating a railway within this State that it will, upon a day named in such notice, which day shall not be more than thirty days after giving said notice, take up for investigation the subject of establishing joint through rates, as herein provided, between the railway lines in this State. It shall also give a similar notice, directed "To whom it may concern," and so publish the same that it will have general circulation throughout the State. All corporations, partnerships and persons interested in the subject may present themselves at the hearing and be heard, under such rules and regulations as the board may prescribe. At the end of the investigation, which shall be carried on with all due diligence, the said Board of Railroad Commissioners shall make and publish a schedule of joint through railway rates for such traffic and on such routes as in its judgment the fair and reasonable conduct of business requires shall be done by carriage over two or more lines of railway, and will promote the interests of the people of this State. In the making thereof, and in changing, revising or adding to the same, the board shall be governed as nearly as may be by the preceding sections of this chapter, and shall take into consideration, among other things, the rates established for shipments within this State for like distances over single lines, the rates charged by the railway companies operating such connecting lines for joint interstate shipments, and the increased cost, if any, of a joint through shipment as compared with the shipment over a single line for like distances. In establishing such rates for shipments in less than carload lots, in cases where, at the connecting point or points in the line of shipment, the connecting railways have not and are not required to have a common station or stopping place for loading or unloading freight, the board shall make such lawful regulations as in its judgment will be fair and just respecting the transportation of such freight from the usual unloading place of one railway to the usual loading place of the other. The joint through rates thus established shall be promulgated by mailing a printed copy thereof to each railway company affected thereby, and shall go into effect within ten days after they are so promulgated; and from and after that time an official printed schedule thereof shall be *prima facie* evidence, in all the courts of this State,

that the rates therein fixed are just and reasonable for the joint transportation of such freight between the points and over the lines described therein. The said board shall deliver a printed copy of said schedule to any person making application therefor.

The share of any railway company of any joint through rate shall not be construed to fix the charge that it may make for transportation for a similar distance over any part of its line for any single rate shipment or the share of any other joint rate. That the board, upon such reasonable notice as it may prescribe, may, upon its own motion or upon the application of any person, firm or corporation interested therein, revise, change or add to any joint through rates fixed or promulgated hereunder; and any such revised, changed or added joint rates shall have the same force and effect as the rate or rates originally established. The said board is empowered to authorize, upon proper hearing, any railway company whose line connects the point of shipment with the point of destination but requires a longer haul than the joint haul over which a joint rate has been established, to charge the joint rate without affecting the charge upon any other part of its line, except that the charge for a like kind of property must not be greater for a shorter than for a longer distance over its railroad, all of the shorter haul being included within the longer. This section shall apply to interurban railways and their connection with ordinary steam railways.

SEC. 3. This act, being deemed of immediate importance, shall be in full force and effect from and after its publication in the Register and Leader and Des Moines Capital, newspapers published in Des Moines, Iowa.

And when so amended that the bill do pass.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Marston of Cerro Gordo, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House File No. 298, a bill for an act to amend Chapter Twenty-two of the laws of the Thirty-first General Assembly relating to the construction of hospitals, beg leave to report 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.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House File No. 340, a bill for an act to amend Section Two Thousand Two Hundred and Thirty-eight (2238) of the Code, relating to the support of the poor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to

the House with the recommendation that the same be indefinitely postponed.

CHAS. L. MARSTON,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

SENATE MESSAGES CONSIDERED.

Substitute for Senate File No. 160, a bill for an act to amend the law as it appears in Section One Hundred and Sixty-eight (168) of the Supplement to the Code, and in Chapter Two (2) of Title Thirteen (13) of the Code and Code Supplement and amendments thereto, and Chapters One Hundred and Twenty-two (122) and acts of the Thirty-first General Assembly, defining the duties, fixing the compensation and providing for the supplies and printing and providing for the payment of the expenses of the Educational Board of Examiners, its secretary and employes.

Read first and second time and passed on file.

Senate File No. 240, a bill for an act to amend Chapter One Hundred and Thirty-two (132) of the laws of the Thirtieth General Assembly of Iowa entitled "An act prohibiting the wilful taking of any electric current, gas or water from the wires, meters, pipes or any apparatus of any electric light, electric motor, gas or water plant with intent to defraud (additional to Chapter Five (5), Title Twenty-four (24) of the Code)," by making it applicable to steam heating plants and the taking of steam or steam heat.

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

Senate File No. 196, a bill for an act to regulate the sale or disposal of stocks of goods, wares or merchandise in bulk, and to provide a penalty for the violation thereof.

Read first and second time and referred.

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

Senate File No. 230, a bill for an act to require a stamp or label on every ball of binder twine sold, exposed or offered for sale within this State, and providing a penalty for the violation thereof.

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

Senate File No. 152, a bill for an act to repeal Sections Twenty-

eight Hundred and Fifty-five (2855) of the Code Supplement, and Twenty-eight Hundred and Nine (2809) of the Code, and to enact substitutes therefor, and to amend Sections Twenty-eight Hundred and eight (2808) of the Code Supplement and Twenty-eight Hundred and Fifty (2850) of the Code, relating to the handling of the principal and interest of the permanent school fund.

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

Senate File No. 204, a bill for an act to amend the law as it appears in Section Two Thousand Five Hundred and Ninety-six-a (2596-a) of the Supplement to the Code, in relation to the sale of cocaine, and restricting the sale of certain other drugs.

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

Senate File No. 277, a bill for an act to provide a uniform system of books, blanks, records, vouchers, etc., for use of County Auditors, County Treasurers and Clerks of the District Court.

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

Senate File No. 275, a bill for an act to amend Section Three (3) and Four (4) of Chapter Three (3) of the acts of the Thirty-first General Assembly, relating to printing, binding and distribution of State reports and documents.

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

#### CONSIDERATION OF BILLS.

On motion of Hambleton of Mahaska, House File No. 14, a bill for an act to prohibit the corrupt influencing of agents, employes or servants in relation to the principal's, employer's or master's business, and to provide a penalty therefor, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Lee of Emmet moved to amend House File No. 14, as printed in the Journal, by striking out the comma after the word "representative" in line one of Section One (1), and to insert the word "or" in lieu thereof, by changing the comma after the word "employe" in the second line of said section to a semicolon, and by changing the semicolon after the word "corporations" in the second line of

same section to a comma, and to insert a comma after the word "officer" in third line of same section.

Feeley of Black Hawk in the chair.

Moore of Linn moved that the bill be re-referred to the Committee on Judiciary and retain its place upon the Calendar.

Motion prevailed, and the bill was so referred.

On motion of Geneva of Keokuk, House File No. 207, a bill for an act to repeal Section Four Hundred and Fifty-eight (458) and Four Hundred and Fifty-nine (459) of the Code, and to enact a substitute therefor, relating to taxation of dogs and injuries to domestic animals, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Brandes of Pottawattamie moved to amend House File No. 207 by striking out the word and figure "thirty (30)" in the fifth line of Section Four (4) of the printed bill, and inserting the word and figure "ten (10)" in lieu thereof.

Amendment adopted.

Bauman of Van Buren moved to amend House File No. 207 by inserting between the words "and" and "two" in line four of Section One (1) of the printed bill the words "spayed female and".

Amendment adopted.

Baird of Iowa moved to amend House File No. 207 by striking out the words and figures "one dollar (\$1.00)" in the fourth line of the printed bill and inserting in lieu thereof the words "fifty cents".

Amendment lost.

Speaker Kendall in the chair.

Feay of Lyon moved to amend House File No. 207 by striking out the word "shall" in the first line of Section Three (3) of the printed bill and inserting in lieu thereof the words "may if not otherwise used".

Amendment adopted.

Swift of Shelby moved to amend House File No. 207 by strik-

ing out the words and figures "three dollars (\$3.00)" in the fourth line of Section One (1) of the printed bill and inserting in lieu thereof the words and figures "one dollar and fifty cents (\$1.50)".

Amendment lost.

Kelley of Polk moved to amend House File No. 207 by inserting the words "or fowl" immediately after the word "animal" in the first line of Section Four (4) of the printed bill.

Amendment adopted.

Lee of Emmet moved to amend House File No. 207 by striking out the period after the word "occurred" in line five of Section Four (4) of the printed bill and inserting in lieu thereof the words "or was known to the owner or his agent".

Amendment adopted.

Geneva of Keokuk moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Beery, Bergeson, Bixby, Bonwell, Clarke, Corrie, Cottrell, Darrah, Dewell, Dodds, Doran, Dow, Dye of Decatur, Earle, Elliott, Feay, Fenn, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kendall, Koontz, Kull, Lee, McDonald, Marston, Mason, Mercer, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Schoenenberger, Shaffer, Sidey, Smith, Stewart, Sullivan, Swan, Van Houten, Welden, Youde—57.

The nays were:

Baird, Balluff, Bascom, Bauman, Blackmore, Brandes, Calkins, DeMar, Dye of Pottawattamie, Feely, Flugum, Harding, Heles, Kellogg, McAllister, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Ritter, Schroeder, Schulte, Sheldon, Stoltenberg, Swift, Teter, Wilson, Wolfe, Mr. Speaker—29.

Absent or not voting:

Anderson, Cassady, Clary, Conn, Drury, Dunn, Felt, Fox, Hackler, Jones, Lister, Lowrey, McElrath, Maben, Mann, Offill, Sparks, Springer, Stillman, Webster, Weeks, White—22.

So the bill passed and the title was agreed to.

Sullivan of Polk moved to reconsider the vote by which House File No. 207 passed the House, and by which it passed to its third reading.

Motion seconded by McDonald of Carroll.

Motion to reconsider lost.

Unanimous consent having been given, Kelley of Polk withdrew House File No. 84 from the Committee on Judiciary and from the consideration of the House.

Unanimous consent having been given, Mercer of Pocahontas withdrew House File No. 317 from the Committee on Appropriations and from the consideration of the House.

Unanimous consent having been given, Mercer of Pocahontas withdrew House File No. 148 from the Committee on Roads and Highways and from the consideration of the House.

On motion of Jones of Montgomery, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 16, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by Representative Swan.

Journal of Friday, March 15, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Sullivan of Polk presented petition of Local Union No. 90 International Brotherhood of Teamsters, of Des Moines, relative to House File No. 299 and Senate File No. 236.

Referred to Committee on Judiciary.

Hambleton of Mahaska presented remonstrance of Journeyman Barbers International Union of America, of Oskaloosa, protesting against House File No. 160.

Referred to Committee on Printing.

Feeley of Black Hawk presented petition of merchants, taxpayers and citizens of Black Hawk county relative to House File No. 132.

Referred to Committee on Judiciary.

Schoenenberger of Madison presented petition of citizens of Madison county relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Hackler of Webster presented remonstrance of citizens of Fort Dodge opposing House File No. 132.

Referred to Committee on Judiciary.

## LEAVE OF ABSENCE GRANTED.

On request of Hanson of Humboldt, leave of absence was granted Lowrey of Calhoun until Monday.

On request of Bixby of Delaware, leave of absence was granted Holmes of Kossuth until Monday.

On request of Wilson of Tama, leave of absence was granted Mann of Fremont until Monday.

On request of Heles of Dubuque, leave of absence was granted Schoenenberger of Madison until Monday.

On request of Conn of Butler, Welden of Hardin was excused until Monday.

On request of Bixby of Delaware, leave of absence was granted McElrath of Woodbury until Tuesday.

## REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred substitute for House File No. 14, a bill for an act to prohibit the corrupt influencing of agents, representatives, employes, officers of a private corporation, or public officers acting in behalf of a principal in any business transaction, and provide 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 the recommendation that the same be amended by striking from line two of Section One (1) thereof the comma immediately following the word "representative" and inserting in lieu thereof the word "or."

And by substituting a semicolon for the comma which follows the word "employe" in the same line.

And by substituting a comma for the semicolon which follows the word "corporation" in the third line of Section One (1).

And by inserting a comma after the word "officer" in the same line.

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Jones of Montgomery, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 351, a bill for an act to amend Section Thirteen (13), Chapter One Hundred and Sixty-six (166), laws of the Thirty-first General Assembly, relating to appropriation for the enforcement of pure food law, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the

House with the recommendation that the same be amended by striking out the words and figures "twenty thousand dollars (\$20,000)" in the last line of Section One (1) and insert in lieu thereof the following: "Fifteen thousand dollars (\$15,000)," and when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Meredith of Cass, from the Committee on Railroads and Commerce, submitted the following reports:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 385, a bill for an act to amend Section Two Thousand Twenty-two (2022) of the Code, relating to cattle guards at private crossings on railways, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 326, a bill for an act relating to telegraph operators and train dispatchers in the State of Iowa and providing an eight hour day for such labor; penalty for violation of said 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 without recommendation.

C. A. MEREDITH,  
*Chairman.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 18, a bill for an act to repeal Section Three Thousand One Hundred and Thirty-five (3135) of the Code, relating to the liability of common carriers for damages occasioned to baggage or other property belonging to travelers, 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 by substituting the following in lieu thereof:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 18.

A BILL for an act to repeal Section Thirty-one Hundred Thirty-five (3135) of the Code, relative to the liability of common carriers for

damages occasioned to baggage or other property belonging to travelers, and to enact a substitute therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Thirty-one Hundred and Thirty-five (3135) of the Code be and the same is hereby repealed, and the following enacted in lieu thereof:

Omnibus and transfer companies or corporations or other common carriers and their agents shall be liable for damages occasioned to baggage or other property belonging to travelers, through careless or negligent handling while in the possession of such companies, corporations, or carriers, and for damages occasioned by delay or failure to deliver the same, and in addition to the damages the plaintiff shall be entitled to an allowance of not less than five dollars a day for every day's necessary detention caused thereby, or by action brought to recover the same.

And when so amended that the bill do pass.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 172, a bill for an act to aid in the acquisition of terminal facilities and power for interurban railway 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 be amended as follows:

Amend the title so that it will read: "A bill for an act to authorize and require street railways to permit interurban railroads to use their tracks and terminal facilities and to furnish power to interurban railroads in cities, and providing for fixing the compensation therefor, and authorizing street railways to furnish power to interurban railroads."

In Section One (1), line three, after the word "permit" insert "for interurban business only, but not for local street railway business."

In Section One (1), line three, after the words "hereby" strike out the words "authorized and."

In Section One (1), line twenty-one, after the word "commissioners" strike out the words "of the State of Iowa."

In Section Two (2), change Roman number II and insert Arabic figure 2.

Strike out the publication clause.

And when so amended that the bill do pass.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 362, a bill for an act repealing Sections Twenty-one Hundred Sixty-five (2165) and Twenty-one Hundred Sixty-

six (2166) of the Code and enacting a substitute therefor, relating to express 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 be amended as follows:

After the word "charges" in line eight, Section Three (3), insert the words "including a schedule of maximum joint rates."

And when so amended that the bill do pass.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 3, a bill for an act to repeal Section Twenty Hundred Seventy-seven (2077) of the Code and to enact a substitute therefor, relating to rates of transportation on railways, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 6, a bill for an act to amend Section Two Thousand Seventy-seven (2077) of the Code, pertaining to railroad passenger rates, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 17, a bill for an act to regulate charges on excess baggage on all railroads in this State over five miles in length, which are propelled by steam or electricity, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 13, a bill for an act to amend Section Twenty Hundred Seventy-seven (2077) of the Code, relative to the rate for passenger transportation, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 9, a bill for an act relating to the rate of passenger fares from all points within the State to any other point within the State on all steam railroads doing business in this State and to provide a penalty for violation 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.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 327, a bill for an act to prevent incompetent or unauthorized persons from engaging in the occupation of railroad telegraph or telephone operator and the employment thereof, and to create a board of examiners for the regulation of the employment of railroad telegraph or telephone operators 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 indefinitely postponed.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 344, a bill for an act to regulate the furnishing of cars by railroad corporations to shippers and providing a minimum speed for the transportation of cars, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 225, a bill for an act creating the office of train dispatcher, 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 be indefinitely postponed.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 122, a bill for an act to repeal Section Twenty Hundred and Seventy-seven (2077) of the Code, relating to maximum rates of fares and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 54, a bill for an act to require railway corporations upon order of the Board of Railway Commissioners to maintain trains so as to prevent unreasonable delay to through traffic at points where connection is made with other 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.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 58, a bill for an act to require railway corporations upon order of the Board of Railway Commissioners to operate motor cars, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 123, a bill for an act to amend Section Twenty-One Hundred and Thirteen (2113) of the Code, relating to the powers and duties of the 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 indefinitely postponed.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 136, a bill for an act to repeal Section Two Thousand Seventy-seven (2077) and to enact in lieu thereof a new section establishing a maximum passenger rate, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 86, a bill for an act to require railroads to stop passenger trains when signaled to do so, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 167, a bill for an act to repeal Section Twenty Hundred and Seventy-seven (2077) of the Code, relating to maximum rates of fare and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 259, a bill for an act to provide for reports of statistics by railway 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 be indefinitely postponed.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 357, a bill for an act to require life preservers and life floats to be carried by certain boats and barges used to carry passengers for hire, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 586, a bill for an act to amend the law as it appears in Section Two Thousand Seventy-seven-a (2077-a) of the Supplement to the Code, requiring railway companies to keep posted bulletins of the arrival and departure of trains carrying passengers and to notify telephone exchanges of the contents of such bulletins, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Bixby of Delaware, from the Committee on Schools and Text Books, submitted the following reports:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 301, a bill for an act to create a commission to examine, revise, and codify the laws relating to the public schools, and such other purposes as may be incident thereto, beg leave to report that they have had the same under consideration and have instructed me

to report the same back to the House with the recommendation that the same be amended as follows:

That Section One (1) be amended by eliminating "five" in first line and "three" be inserted in lieu thereof. That the word "two" be eliminated in second line and "one" be inserted in lieu thereof. The letter "s" be stricken out from the word "educators" in second line, and the word "three" be stricken from the third line of Section One (1) and "two" be inserted in lieu thereof. Also that "six thousand" in second line of Section Seven (7) be eliminated and "four thousand" inserted in lieu thereof, and that between the words "dollars" and "is" in line two of Section Seven (7) the following be inserted: "or so much thereof as may be necessary".

And when so amended that the bill do pass.

R. J. BIXBY,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 320, a bill for an act to strike out all of Section Two Thousand Seven Hundred and Fifty-six (2756) of Chapter Fourteen (14) of the system of public schools of the Code of Iowa, and substitute the following:—beg leave to report 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.

R. J. BIXBY,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Lister of Grundy, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred substitute for Senate File No. 37, a bill for an act amendatory of the law as it appears in Chapter Sixty-eight (68) of the Thirtieth General Assembly and amendatory acts of the Thirty-first General Assembly, relating to levees, ditches, drains and watercourses and amending Sections Two (2), Fourteen (14), Eighteen (18) and Nineteen (19) of said chapter, and providing for the place where ditches and drains shall be located; how appeals shall be tried in appellate courts; for the employment of counsel to represent the drainage district in appellate courts; for the crossing of railroad rights of way; for the building of culverts and bridges at the place of crossing and payment of the cost thereof; for the assessment of benefits, and making the provisions of this act applicable to Chapter Two (2), Title Ten (10) 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 do pass.

JOHN LISTER,  
*Chairman.*

Adopted.

Hume of Mitchell, from the Committee on Compensation of Public Officers, submitted the following reports:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 28, a bill for an act to amend the law as it appears in Section Four Hundred and Sixty-nine (469), Title Four (4), Chapter One (1) of the Code, relating to compensation of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

T. H. HUME,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 405, a bill for an act to amend Section Six Hundred and Seventy-four (674) of the Supplement to the Code, relating to the compensation of assessors and deputies, beg leave to report 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. H. HUME,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 425, a bill for an act to amend Section Five Hundred and Forty-three (543) of the Code, relating to the fees 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 the same do pass.

T. H. HUME,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 257, a bill for an act defining the the duties of County Surveyors and providing compensation for 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 indefinitely postponed.

T. H. HUME,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Sullivan of Polk, from the Committee on Municipal Corporations, submitted the following reports:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate File No. 249, a bill for an act to amend Section Nine Hundred and Fifty-five (955) of the Code, relating to the establishment, erection, purchase, lease, maintenance or operation of certain public utilities and the granting of franchises for the same, so as to include heating plants, beg leave to report 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 B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate File No. 215, a bill for an act to amend the law as it appears in Sections Six Hundred and Seventy-nine-a (679-a), Six Hundred and Seventy-nine-f (679-f), Six Hundred and Seventy-nine-g (679-g) and Six Hundred and Seventy-nine-h (679-h) of the Supplement to the Code, relating to Boards of Police and Fire Commissioners in certain cities of the first class, and cities under special charter, and providing for the taking effect 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 amended by striking out all of Section Four (4) and insert in lieu thereof the following:

SEC. 4. The law as it appears in Section Six Hundred and Seventy-nine-h (679-h) of the Supplement to the Code is hereby amended by striking out the word "except" after the word "firemen," in line two thereof, and by inserting in lieu thereof the word "including".

And when so amended that the bill do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Darrah of Lucas, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred Senate substitute for House File No. 27, a bill for an act to amend the law as it appears in Chapter Thirty-seven (37) of the Acts of the Thirty-first General Assembly, relating to the special election of township officers in newly created townships, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

J. H. DARRAH,  
*Chairman.*

Adopted.

Marston of Cerro Gordo, from the Committee on Public Health, submitted the following reports:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House File No. 412, a bill for an act providing for the sanitary construction and maintenance of buildings and rooms used for bakeries and the storage of flour, meal, and the products thereof, and the wagons used for delivery; also prohibiting the employment of persons affected with certain communicable disease, and excluding animals from such bakeshops and storage rooms, beg leave to report 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.

CHAS. L. MARSTON,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House File No. 424, a bill for an act to prevent the throwing or depositing of drugs or medicines as sample or otherwise in private or public places, beg leave to report 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.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House File No. 45, a bill for an act to prevent the adulteration, misbranding, and imitation, of drugs; and repealing Sections Four Thousand Nine Hundred and Eighty-three (4983), Four Thousand Nine Hundred and Eighty-five (4985), Four Thousand Nine Hundred and Eighty-six (4986) and Four Thousand Nine Hundred and Eighty-eight (4988) of the Code, and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by substituting the following:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 45.

A BILL for an act to prevent the adulteration, misbranding and imitation of drugs, and repealing Sections Four Thousand Nine Hundred and Eighty-five (4985), Four Thousand Nine Hundred and Eighty-three (4983), Four Thousand Nine Hundred and Eighty-six (4986) of the Code, and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. No person, firm or corporation, by himself, officer, servant

or agent, or as the officer, servant or agent of any other person, firm or corporation, shall manufacture or introduce into the State or solicit orders for delivery, or sell, exchange, deliver, or have in his possession with the intent to sell, exchange or expose, or offer for sale or exchange, any drug which is adulterated or misbranded within the meaning of this act; provided, that none of the penalties set forth in this act shall be imposed upon any common carrier for introducing into the State, or having in his possession, any adulterated or misbranded drugs, where the same were received by said carrier for transportation in the ordinary course of its business and without actual knowledge of the adulteration or misbranding thereof.

SEC. 2. That the term "drug", as used in this act, shall include all medicines and preparations recognized in the United States Pharmacopoeia or National Formulary for internal or external use, and any substance or mixture of substances intended to be used for the cure, mitigation, or prevention of disease of either man or other animals.

SEC. 3. For the purpose of this act, a drug shall be deemed to be adulterated:

First. If, when a drug is sold under or by the name recognized in the United States Pharmacopoeia or National Formulary, it differs from the standard of strength, quality or purity as determined by the test laid down in the United States Pharmacopoeia or National Formulary official at the time of investigation; provided, that no drug defined in the United States Pharmacopoeia or National Formulary shall be deemed to be adulterated under this provision if the standard of strength, quality or purity be plainly stated upon the bottle, box or other container thereof, although the standard may differ from that determined by the test laid down in the United States Pharmacopoeia or National Formulary.

Second. If its strength or purity fall below the professional standard or quality under which it is sold.

SEC. 4. That the term "misbranded", as used herein, shall apply to all drugs, the package or label of which shall bear any statement, design or device regarding such article, or the ingredients or substances contained therein, which shall be false or misleading in any particular, and to any drug product which is falsely branded as to the state, territory or county in which it is manufactured or produced. That, for the purposes of this act, shall also be deemed misbranded:

First. If it be an imitation of or offered for sale under the name of another article.

Second. If the contents of the package as originally put up shall have been removed, in whole or in part, and other contents shall have been placed in such package, or if the package fail to bear a statement on the label of the quality or proportion of any alcohol, morphine, opium, cocaine, heroin, alpha or beta eucaine, chloroform, cannabis indica, chloral hydrate, or acetanilid, or any derivative or preparation of any such substances contained therein.

SEC. 5. The Commissioner shall, from time to time, with the approval of the Executive Council, issue a printed bulletin showing the results of inspections, analyses and prosecutions, as may be deemed suitable. Such bulletins shall be printed in such numbers as may be di-

rected by the Executive Council, and shall be issued to the newspapers of the State and to all interested persons.

Sec. 6. It is hereby made the duty of the State Food and Dairy Commissioner to enforce the provisions of this act. The inspectors, assistants and chemists appointed by the State Food and Dairy Commissioner shall perform the same duties and have the same authority under this act as are prescribed by Chapter One Hundred and Sixty-six (166), laws of the Thirty-first General Assembly.

Sec. 7. Any person, firm or corporation, or agent thereof, who refuses to comply, on demand, with any of the requirements of this act, or who shall violate any of its provisions, or who shall obstruct or hinder said State Food and Dairy Commissioner, or any of his assistants, in the discharge of any duty imposed by this act, shall be guilty of a misdemeanor and upon conviction thereof, shall be punished by a fine not exceeding one hundred dollars.

Sec. 8. All goods purchased or received by either wholesale or retail dealers of this State prior to July first, Nineteen Hundred and Seven (1907), shall be exempt from the provisions of this act until January first, Nineteen Hundred and Eight (1908). The having in possession by any person who manufactures or exposes for sale, any adulterated or misbranded drug within the meaning of this act shall be prima facie evidence of having in possession with intent to sell in violation of its provisions; provided, that any manufacturer, wholesaler or jobber may keep goods specifically set apart in his stock for sale in other States, which might otherwise be in violation of the provisions of this act.

Sec. 9. Sections Four Thousand Nine Hundred and Eighty-three (4983), Four Thousand Nine Hundred and Eighty-five (4985), Four Thousand Nine Hundred and Eighty-six (4986) and Four Thousand Nine Hundred and Eighty-eight (4988) of the Code are hereby repealed.

And when so amended that the bill do pass.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Bixby of Delaware, from the Committee on Fish and Game, submitted the following reports:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 589, a bill for an act amendatory of and additional to Chapter Fifteen (15) of the Code and Supplement to the Code, relative to the care and propagation of fish, beg leave to report 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.

R. J. BIXBY,  
*Chairman Pro Tem.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 426, a bill for an act to encourage the propaga-

tion of Mongolian, ring neck, English and Chinese pheasants, and to prohibit the killing 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 do pass.

R. J. BIXBY,

*Chairman Pro Tem.*

Adopted.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 283, a bill for an act legalizing an ordinance of the city council of the city of Red Oak Junction (now Red Oak), Iowa, passed February 5, A. D. 1900, granting to the Red Oak Gas Light Company the use of the streets of Red Oak Junction (now Red Oak), Iowa, with certain conditional rights and privileges, for the purpose of erecting, purchasing, owning and maintaining a gas works system in said city.

Also:

Senate File No. 8, a bill for an act to amend the law as it appears in Chapter Sixty-eight (68) of the Thirtieth General Assembly and in Chapter Eighty-five (85) of the acts of the Thirty-first General Assembly, in relation to levees, ditches, drains and watercourses.

Also:

Senate File No. 104, a bill for an act to amend Chapter Two (2) of Title Ten (10) of the Code, relating to United States levees, as amended by Chapter Eighty-three (83) of the laws of the Thirty-first General Assembly, to promote the public health, convenience and welfare, by leveeing, ditching and draining the lands of the State, and providing for the assessment and collection of the costs and expenses of the same and issuing improvement certificates, or issuing and selling bonds therefor.

Also:

Senate File No. 55, a bill for an act to prohibit and regulate hospitals, institutions and places created for or maintained and used as lying-in or maternity hospitals, or places for the reception, care and treatment of women in labor.

Also:

Senate File No. 169, a bill for an act relating to State documents and publications, providing for the appointment of a document librarian, fixing his salary, and amending Section One (1), Chapter Five (5) of the acts of the Thirtieth General Assembly.

Also:

Senate File No. 206, a bill for an act to amend Sections Two (2), Four (4) and Five (5) of Chapter Fifty-three (53) of the acts of the Thirtieth General Assembly, in regard to motor vehicles.

Also:

Senate File No. 54, a bill for an act relating to the assignment of certificates of purchase at tax sales, and providing for the issuance of duplicate certificates of purchase in case of loss or destruction of original, amending Section Fourteen Hundred and Thirty-two (1432) of the Code, repealing Section Fourteen Hundred and Thirty-three (1433) of the Code, and enacting a substitute therefor.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

#### RESOLUTIONS.

Heles of Dubuque presented the following resolution, which was adopted under suspension of the rule:

WHEREAS, The Honorable T. W. Johnston, an honored member of the Fifteenth, Sixteenth and Twenty-third General Assemblies, from Dubuque county, departed this life at Dubuque, Iowa, on November 23rd, 1906; therefore, be it

*Resolved*, That a committee of three be appointed by the Speaker to draft resolutions commemorative of his life and public service.

The Speaker appointed as such committee: Heles of Dubuque, Mercer of Pocahontas, Schulte of Clayton.

Weeks of Guthrie presented the following resolution:

*Resolved*, That all legalizing acts now on the Calendar or pending be passed and made a special order for Monday forenoon, March 18, 1907.

Rule suspended and resolution adopted.

#### INTRODUCTION OF BILLS.

By Paul of Jones (by request), House File No. 427, a bill for an act to amend Section Twenty-seven Hundred Seventy-seven (2777) of the Code, relative to requirements of kindergarten teachers.

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

By DeMar of Davis, House File No. 428, a bill for an act to repeal Chapter One Hundred and Forty (140), laws of the Thirty-first General Assembly, relative to bonds of school corporations, and enacting a substitute therefor.

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

By Teter of Marion, House File No. 429, a bill for an act for the relief of the grantees of James Seby Parsons, and for the purpose of having a patent issued in the name of Cornelis DeGeest for a certain tract of land.

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

By Conn of Butler, House File No. 430, a bill for an act to amend Section Eighteen Hundred and Seventy-three (1873) of the Code, relating to the examination of state and savings banks.

Read first and second time and referred to Committee on Banks and Banking.

MESSAGES FROM THE SENATE.

The following messages were 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 Senate was asked:

House File No. 312, a bill for an act authorizing the Executive Council to build walks and necessary repairs around the Capitol building and grounds, and make appropriation therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended by substitute and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 104, a bill for an act providing for the preparation of jury lists where a lawfully constituted grand jury or petit jury cannot be obtained.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 105, a bill for an act prohibiting any person, company or association engaged in grain business from fixing prices to be paid for grain, and providing punishment for the violation of this act.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 288, a bill for an act relating to limitation for the commencement of actions relative to real property.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Substitute for Senate File No. 201, a bill for an act relating to the vocation of peddlers, including transient merchants or vendors taking orders for immediate or future delivery.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 262, a bill for an act to provide for sewer outlets and purifying plants in cities of the second class and towns.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate requests the return of Senate concurrent resolution relative to adjournment on February 28th.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns House File No. 1, as requested by the House, a bill for an act relating to the purchase of land for County Fair Societies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 289, a bill for an act requiring assessors to report deaths occurring in their respective districts.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 194, a bill for an act authorizing cities of the first class to levy taxes for the purpose of building and reconstruction of bridges and for issuance of certificates against such levies.

GEO. A. NEWMAN,  
*Secretary.*

SENATE MESSAGES CONSIDERED.

Senate File No. 74, a bill for an act limiting the indebtedness of state and savings banks and repealing Section Eighteen Hundred and Fifty-five (1855) of the Code.

Read first and second time and referred to Committee on Banks and Banking.

Senate File No. 245, a bill for an act directing the Custodian of Public Buildings and Property to prepare a case for the reception of flags carried by Iowa regiments during the Spanish-American war, and making appropriation therefor.

Read first and second time and passed on file.

Senate File No. 261, a bill for an act to amend Senate File No. 22, as passed by the Thirty-second General Assembly, February 8, 1907, and approved February 14, 1907, providing for the investment of funds of fraternal beneficiary societies, orders or associations.

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

Senate File No. 179, a bill for an act to amend the law as it appears in Section Four Hundred and Forty-one (441) of the Supplement to the Code as amended by Chapter Eighteen (18) of the acts of the Thirtieth General Assembly, by adding thereto and further providing who shall be considered a "bona fide yearly subscriber" in the event of a contest.

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

Substitute for Senate File No. 236, a bill for an act defining the relations between employer and employe with respect to assumption of risk, and providing what shall constitute notice thereof.

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

Substitute for Senate File No. 201, a bill for an act to repeal the law as it appears in Section Thirteen Hundred Forty-seven-a (1347-a) of the Supplement to the Code, and Chapter Forty-eight (48), acts of the Thirtieth General Assembly, relating to the vocation of peddlers, defining the term peddlers, so as to include transient merchants and itinerant vendors selling by sample or by taking orders for immediate or future delivery, and to enact a substitute therefor.

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

Senate File No. 194, a bill for an act authorizing cities of the first class to levy taxes for the purpose of paying for building and reconstruction of bridges and for the issuance of bonds or certificates against such levies.

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

Senate File No. 262, a bill for an act to provide for sewer outlets and purifying plants in cities of the second class and towns.

Read first and second time and passed on file.

Senate File No. 289, a bill for an act to amend the law as it appears in Section Five (5), Chapter One Hundred and Nine (109) of the laws of the Thirty-first General Assembly, and to require assessors to report deaths occurring in their respective districts.

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

Senate File No. 300, a bill for an act to amend Section Four Hundred Forty-eight (448) of the Code, relating to borrowing money for the erection of public buildings in counties having a population of forty thousand or over.

Read first and second time and passed on file.

Senate substitute for House File No. 104, a bill for an act to provide for the preparation of new jury lists where, for any cause, a lawfully constituted grand jury or petit jury cannot be obtained, or lawfully qualified talesmen cannot be selected under the law from those persons who are returned by the election officers to serve as jurors.

Read first and second time and passed on file.

Senate File No. 288, a bill for an act to amend Chapter One Hundred Fifty-two (152) of the acts of the Thirty-first General Assembly, relating to limitations for the commencement of actions and relative to real property, additional to Chapter Two (2) Title Eighteen (18) of the Code.

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

#### CONSIDERATION OF BILLS.

Webster of Muscatine called up the motion that had been filed for the reconsideration of House File No. 397, which motion prevailed, and the bill was declared to be on its second reading.

Mr. Webster moved to substitute Senate File No. 300 for House File No. 397.

Motion prevailed.

Mr. Webster moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn, Corrie, DeMar, Dewell, Dodds, Doran, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lister, McAllister, McDonald, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Balluff, Cassady, Clary, Cottrell, Darrah, Drury, Dunn, Flu-

gum, Grier, Harvey, Holmes, Hume, Kellogg, Lee, Lowrey, McElrath, Mann, Sheldon, Sparks, Springer, Stewart, Sullivan, Welden—23.

So the bill passed and the title was agreed to.

On motion of Clarke of Jefferson, Senate substitute for House File No. 27, a bill for an act to amend the law as it appears in Chapter Thirty-seven (37) of the Acts of the Thirty-first General Assembly, relating to the special election of township officers in newly created townships, with report of committee recommending passage, was taken up and considered.

Mr. Clarke moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kendall, Lee, Lister, McAllister, McDonald, Maben, Marston, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Shaffer, Sidey, Smith, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Balluff, Bergeson, Cassady, Clary, Conn, Drury, Dye of Pottawattamie, Earle, Elliott, Grier, Holmes, Hume, Kelley, Kellogg, Koontz, Kull, Lowrey, McElrath, Mann, Meredith, Nix, Schulte, Sheldon, Sparks, Springer, Stewart, Stillman, Stoltenberg, Welden—29.

So the bill passed and the title was agreed to.

On motion of Baird of Iowa, Senate substitute for House File No. 104, a bill for an act to provide for the preparation of new

jury lists where, for any cause, a lawfully constituted grand jury or petit jury cannot be obtained, or lawfully qualified talesmen cannot be selected under the law from those persons who are returned by the election officers to serve as jurors, was taken up and considered.

Weeks of Guthrie moved to amend Senate substitute for House File No. 104 by striking out "during the years 1907 and 1908" in the first line of Section One (1) and inserting in lieu thereof the word "hereafter."

Amendment adopted.

Weeks of Guthrie moved to amend Senate substitute for House File No. 104 by correcting the spelling of the word "talesmen."

Amendment adopted.

Baird of Iowa moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn., Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, Maben, Marston, Mercer, Meredith, Miller of Dubuque, Morris, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—86.

The nays were :

None.

Absent or not voting :

Balluff, Bergeson, Cassady, Clary, Drury, Grier, Holmes, Hume, Kellogg, Lowrey, McElrath, Mann, Mason, Miller of Bremer,

Moore, Nix, Sheldon, Sparks, Springer, Stewart, Van Houten, White—22.

So the bill passed and the title was agreed to.

By unanimous consent, on request of Arney of Marshall, the House reconsidered the vote by which House File No. 1 passed the House and passed to its third reading.

Mr. Arney moved to amend House File No. 1 by inserting the words "or special" between the words "general" and "election" in Section Two (2), and by adding the following:

SEC. 3. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader, and Des Moines Capital, newspapers published in Des Moines, Iowa.

Amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lister, McAllister, McDonald, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Youde, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Balluff, Cassady, Clary, Conn, Cottrell, Drury, Dunn, Harding, Holmes, Kellogg, Lee, Lowrey, McElrath, Maben,

Mann, Miller of Bremer, Morris, Price, Schroeder, Sheldon, Sparks, Springer, Stewart, Welden, Wolfe—25.

So the bill passed and the title was agreed to.

On motion of Hambleton of Mahaska, House File No. 14, a bill for an act to prohibit the corrupt influencing of agents, employes or servants in relation to the principal's, employer's or master's business, and to provide a penalty therefor, with report of committee recommending passage as amended, was taken up, considered, and the report of the committee, with amendments, adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Arney, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Clarke, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, McAllister, McDonald, Marston, Mason, Mercer, Meredith, Morris, Nix, Paul, Pierce, Reaney, Schoenberger, Schroeder, Schulte, Shaffer, Sidey, Stillman, Sullivan, Swan, Teter, Van Houten, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—68.

The nays were :

Baird, Balluff, Dewell, Harding, Kellogg, Miller of Dubuque, Moore, Offill, Price, Reitz, Ritter, Sheldon, Smith, Springer, Swift—15.

Absent or not voting :

Anderson, Brandes, Calkins, Cassady, Clary, Conn, Drury, Earle, Fenn, Flugum, Hanna, Holmes, Hume, Koontz, Lister, Lowrey, McElrath, Maben, Mann, Miller of Bremer, Sparks, Stewart, Stoltenberg, Webster, Welden—25.

So the bill passed and the title was agreed to.

On request of Stillman of Greene, unanimous consent having been given, House File No. 105, a bill for an act to prohibit com-

bination among grain elevator men and to prohibit any person, company, partnership, association or corporation engaged in the business of grain dealing or owning or operating grain elevators, from combining or entering into any agreement, contract or trust to pool or fix the prices to be paid for grain or to prevent the free action of competitors in the buying of grain, or the selling of grain, and to provide punishment for the same, with Senate amendments, was taken up and the amendments read and considered.

Mr. Stillman moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kendall, Kull, Lister, McAllister, McDonald, Maben, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stillman, Stoltenberg, Swan, Teter, Van Houten Webster, White, Wilson, Wolfe, Youde, Mr. Speaker—82.

The nays were :

None.

Absent or not voting :

Balluff, Bergeson, Cassady, Clary, Corrie, Drury, Dunn, Geneva, Greenwood, Grier, Holmes, Kelley, Kellogg, Koontz, Lee, Lowrey, McElrath, Mann, Miller of Bremer, Sheldon, Sparks, Stewart, Sullivan, Swift, Weeks, Welden—26.

So the House concurs.

On motion of Marston of Cerro Gordo, House File No. 243, a bill for an act to provide for the licensing of persons to hunt, pursue, kill and take wild animals, birds and game in this State, and the payment of such license fees into the State treasury for the use of the Fish and Game Warden, and the punishment of unauthorized persons for hunting, pursuing, killing and taking of

any wild animals, birds or game within the State, and amending Section Twenty-five Hundred and Sixty-two (2562) of the Code, relating to the Deputy Fish and Game Wardens, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Mr. Marston moved to amend substitute amendment for House File No. 243, as printed in the Journal, by inserting between the words "therefore" and "as" in line two of Section One (1) the word "except."

Amendment adopted.

Kull of Howard moved to amend the substitute amendment for House File No. 243 by inserting after the word "game" in the second line of Section One (1) the following: "excepting gophers, ground hogs, ground squirrels, rabbits, mice, skunks, weasels, civet cats, wolves, coon, wild cats, crows, hawks, English sparrows and blue jays."

DeMar of Davis moved to amend the amendment by striking out the words "blue jays."

Amendment to amendment lost.

Dodds of Des Moines moved that the bill, with amendments, be referred to the next Farmers' National Congress.

Motion to refer lost.

Amendment proposed by Kull of Howard lost.

Miller of Bremer moved to amend the substitute amendment for House File No. 243 by striking out Section Five and inserting the following:

SEC. 5. The license fees paid under the provisions of this act shall be used to establish target practice in our public schools.

Amendment lost.

White of Story moved to amend substitute amendment for House File No. 243 by inserting in the second line of Section Eight (8), after the word "act," the following: "Or any person found guilty of hunting on any land without the consent of the owner or occupant thereof."

Amendment adopted.

Ritter of Des Moines moved to amend substitute amendment for House File No. 243 by striking out Section Eleven (11), the publication clause.

Amendment adopted.

Feay of Lyon moved to amend substitute amendment for House File No. 243 by adding to Section Two (2) the following: "Nothing in this act shall prevent the killing of English sparrows."

Amendment lost.

Swift of Shelby moved to amend substitute amendment for House File No. 243 by adding at the conclusion of Section Four (4) the following: "Provided, that farmers and farmers' boys be exempted from procuring a license under this act."

Amendment lost.

Cottrell of Plymouth moved to amend substitute amendment for House File No. 243 by striking out all of Section Five (5) and inserting in lieu thereof the following:

SEC. 5. The license fees paid under the provisions of this act shall be paid by the clerk to the treasurer of the county where such license was issued. Such license fees shall be kept by the county treasurer as a separate fund and shall be used only for the purpose of enforcing the provisions of this act and all other laws protecting fish and game in said county."

Amendment adopted.

Lee of Emmet moved to amend substitute amendment for House File No. 243 by striking out the words "stand convicted to" in the last line of Section Eight (8), and inserting in lieu thereof the words "be imprisoned in."

Amendment adopted.

Lee of Emmet moved to amend substitute amendment for House File No. 243 by striking out all of Section Nine (9) down to and including the word "and" in the third line, and by capitalizing the letter "i" of the word "it."

Amendment adopted.

Lee of Emmet moved to amend substitute amendment for House File No. 243 by striking out the words and figures "twenty-five dollars (\$25)" in third line of Section Eight (8), and inserting in lieu thereof the words and figures "five dollars (\$5)."

Amendment adopted.

Meredith of Cass moved to amend substitute amendment for House File No. 243 by inserting the words "with gun and dog" between the words "person" and "shall" in line one of Section Four (4), also by inserting the words "with gun and dog" between the words "persons" and "shall" in line one of Section One (1).

Amendment adopted.

Kull of Howard moved to amend substitute amendment for House File No. 243 by striking out Section Ten (10).

Amendment adopted.

Marston of Cerro Gordo moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bauman, Beery, Bergeson, Blackmore, Bonwell, Calkins, Clarke, Conn, Darrah, Dewell, Dodds, Dow, Dye of Decatur, Earle, Elliott, Feay, Feely, Fenn, Flugum, Hackler, Hambléton, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Lister, McAllister, McDonald, Maben, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Reitz, Ritter, Shaffer, Sidey, Stoltenberg, Sullivan, Swan, Van Houten, Wolfe—59.

The nays were:

Baird, Bascom, Bixby, DeMar, Doran, Dunn, Felt, Geneva, Kull, Mercer, Miller of Bremer, Price, Schulte, Smith, Springer, Stillman, Swift, Teter, Webster, White, Youde, Mr. Speaker—22.

Absent or not voting:

Brandes, Cassady, Clary, Corrie, Cottrell, Drury, Dye of Pottawattamie, Fox, Greenwood, Grier, Hanna, Holmes, Koontz, Lee, Lowrey, McElrath, Mann, Nix, Reaney, Schoenenberger, Schroeder, Sheldon, Sparks, Stewart, Weeks, Welden, Wilson—27.

Roll call verified.

So the bill passed and the title was agreed to.

On request of Jones of Montgomery, unanimous consent having been given, House File No. 48, a bill for an act to provide a method whereby assessment life associations may be reincorporated as legal reserve life insurance companies, with Senate amendment, was taken up and the amendments read and considered.

Mr. Jones moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Calkins, Clarke, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Kull, Lee, Lister, McAlister, McDonald, Maben, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Ritter, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, White, Wilson, Wolfe, Youde, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Balluff, Beery, Brandes, Cassady, Clary, Corrie, Drury, Dye of Pottawattamie, Geneva, Hambleton, Holmes, Kelley, Koontz, Lowrey, McElrath, Mann, Marston, Mason, Schoenenberger, Schroeder, Stewart, Stillman, Webster, Weeks, Welden—25.

So the House concurs.

Sullivan of Polk moved that when the House adjourn it be until 9 o'clock Monday morning.

Motion prevailed.

On motion of Bixby of Delaware, House File No. 301 was referred to the Committee on Appropriations.

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, Senate Files No. 283, 8, 104, 55, 169, 206, 54.

On motion of Marston of Cerro Gordo the House adjourned.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 18, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. R. H. Porter of Indianola.

Journal of Saturday, March 16, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Dodds of Des Moines presented petition of retail grocers of Burlington, relative to Senate File No. 136.

Referred to Committee on Agriculture.

Felt of Clay presented petition of citizens of Spencer relative to House File No. 338 and Senate File No. 254.

Referred to Committee on Appropriations.

Dewell of Cedar presented petition of citizens of Cedar county relative to House File No. 338.

Referred to Committee on appropriations.

## LEAVE OF ABSENCE GRANTED.

On request, leave of absence was granted Welden of Hardin until Tuesday.

On request of Arney of Marshall, leave of absence was granted Lister of Grundy until Tuesday.

On request of Dye of Pottawattamie, leave of absence was granted Brandes of Pottawattamie until Tuesday.

Committee on Judiciary excused for deliberation.

On request of Beery of Henry, House File No. 254 was made a special order for 2 o'clock this afternoon.

Motion prevailed.

Unanimous consent having been given, Feay of Lyon withdrew House File No. 383 from the Committee on Railroads and Commerce and from further consideration of the House.

#### RESOLUTIONS.

McAllister of Linn presented the following resolution, which was adopted under suspension of the rule:

WHEREAS, Comrade Hubbard, an honored soldier of the Civil War and a faithful employe of the State for the past sixteen years, has passed away; therefore, be it

*Resolved*, That the soldiers who are employes of this House and all the soldiers who are members of this House shall have permission to attend the funeral of their deceased comrade, which takes place this afternoon at 2:30 o'clock, said permission to extend to 4 o'clock P.M.

#### REPORT OF COMMITTEE.

Conn of Butler, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred Senate File No. 261, a bill for an act to amend Senate File No. 22, as passed by the Thirty-second General Assembly, February 8, 1907, and approved February 14, 1907, providing for the investment of funds of fraternal beneficiary societies, orders and 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 do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

#### INTRODUCTION OF BILLS.

By Bauman of Van Buren, House File No. 431, a bill for an act to enable incorporated towns located in more than one township the power to establish a voting precinct for such incorporated town.

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

## MESSAGES FROM THE SENATE.

The following messages were 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. 183, a bill for an act providing for placing a statue in bronze of James Harlan, ex-Senator of Iowa, in the National Statuary Hall in the Capitol building at Washington, D. C., and appropriating money therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 267, a bill for an act to permit beneficiary societies or associations to purchase real estate, erect buildings and to occupy and rent the same.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 147, a bill for an act legalizing the actions of the city council of LeMars, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith returns, as requested by the House, Senate File No. 77, a bill for an act making appropriations for the Iowa State College of Agriculture and Mechanic Arts, the State University and the State Normal School.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended by substitute and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 171, a bill for an act relating to the correction of erroneous assessments.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 227, a bill for an act prohibiting the discharge into the open air of dense smoke within the limits of cities of the first class, and providing penalty for violation thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Substitute for Senate File No. 239, a bill for an act relating to taxes paid by insurance companies other than those organized under the laws of the State of Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 248, a bill for an act relating to the election and duties of the Secretary of the Executive Council.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 259, a bill for an act legalizing the ordinances, acts, proceedings, and resolutions by the town council of Pocahontas, Iowa, in connection with granting a franchise to the Havelock Mutual Telephone Company.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 279, a bill for an act in regard to admission to the Soldiers' Home, and payment for support by members.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the

Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 286, a bill for an act re-appropriating money for the purchase of land for the State Hospital for Inebriates at Knoxville.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 290, a bill for an act relating to the duties of the city council of cities of the second class.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 314, a bill for an act legalizing certain ordinances and official acts of the town council of Mondamin, Harrison county, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

#### CONSIDERATION OF BILLS.

On motion of Bauman of Van Buren, House File No. 401, a bill for an act to legalize the adoption of all ordinances, resolutions and rules enacted by the council of the town of Stockport, Van Buren county, Iowa, and all acts done by the council of said town, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bauman, Bergeson, Bixby, Bonwell, Calkins, Clarke, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Flugum, Fox, Geneva, Greenwood, Grier, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Kelley, Kellogg, Kendall, Kull, McAllister, McDonald, Maben, Mann, Marston,

Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Shaffer, Sidey, Stoltenberg, Swan, Swift, Van Houten, Webster, White, Wilson, Youde, Mr. Speaker—68.

- The nays were:

None.

Absent or not voting:

Balluff, Bascom, Beery, Blackmore, Brandes, Cassady, Clary, Conn, Corrie, Drury, Elliott, Feely, Fenn, Hackler, Hambleton, Harding, Heles, Jewell, Jones, Koontz, Lee, Lister, Lowrey, McElrath, Miller of Bremer, Offill, Schoenenberger, Schroeder, Schulte, Sheldon, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Teter, Weeks, Welden, Wolfe—40.

So the bill passed and the title was agreed to.

On motion of Hanson of Humboldt, House File No. 420, a bill for an act to legalize the incorporation of the town of Humboldt (formerly Springvale), Humboldt county, Iowa, the election of its officers, the passage, adoption and recording of its ordinances and resolutions, and all acts done by the council of said town, with report of committee recommending passage, was taken up and considered.

Mr. Hanson moved to amend House File No. 420 by striking out the catch words at the beginning of Section One (1), Section Two (2) and Section Three (3).

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bauman, Beery, Bergeson, Bixby, Calkins, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McDonald, Maben, Mann,

Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Shaffer, Sidey, Smith, Stillman, Stoltenberg, Swan, Swift, Van Houten, Webster, White, Wilson, Youde, Mr. Speaker—70.

The nays were:

None.

Absent or not voting:

Balluff, Bascom, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Corrie, Drury, Dunn, Feely, Felt, Hambleton, Harding, Hume, Jones, Koontz, Lee, McAllister, McElrath, Mercer, Miller of Bremer, Offill, Price, Schoenenberger, Schroeder, Schulte, Sheldon, Sparks, Springer, Stewart, Sullivan, Teter, Weeks, Welden, Wolfe—38.

So the bill passed and the title was agreed to.

On motion of Wilson of Tama, House File No. 380, a bill for an act to legalize the incorporation of the town of Garwin, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the officials of said town while acting as such, with report of committee recommending passage, was taken up and considered.

Mr. Wilson moved to amend House File No. 380 by striking out Section Two (2), being the publication clause.

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Bauman, Beery, Bergeson, Bixby, Calkins, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Flugum, Fox, Geneva, Greenwood, Grier, Hanna, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Koontz, Kull, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Shaffer, Sidey, Smith, Still-

man, Stoltenberg, Swan, Swift, Van Houten, Webster, Wilson, Youde, Mr. Speaker—68.

The nays were:

None.

Absent or not voting:

Arney, Baird, Balluff, Bascom, Blackmore, Bonwell, Brandes, Cassady, Clarke, Conn, Corrie, Drury, Felt, Fenn, Hackler, Hambleton, Hanson, Harding, Jones, Kendall, Lee, Lister, Lowrey, McElrath, Miller of Bremer, Ofill, Schroeder, Schulte, Sheldon, Sparks, Springer, Stewart, Sullivan, Teter, Weeks, Welden, White, Wolfe—40.

So the bill passed and the title was agreed to.

On motion of Meredith of Cass, House File No. 238, a bill for an act to legalize county certificates issued by county superintendents prior to October 1, 1906, and to declare the rights of the holders thereof, with report of committee recommending passage, was taken up and considered.

Hanson of Humboldt moved that House File No. 238 be referred to the Committee on Schools and Text Books.

Roll call demanded by Meredith of Cass, seconded by Balluff of Scott.

Teter of Marion in the chair.

Speaker Kendall in the chair.

On the question "Shall the bill be referred?"

The yeas were:

Allred, Arney, Bergeson, Bixby, DeMai, Earle, Elliott, Felt, Grier, Hanson, Harvey, Heles, Holmes, Inman, Jones, McAllister, Moore, Paul, Reaney, Schulte, Sparks, Springer, Stillman, Stoltenberg, Swan, Swift, Van Houten, Webster, White—29.

The nays were:

Anderson, Baird, Bascom, Bauman, Beery, Bonwell, Calkins, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Harding, Hickey, Hume, Jewell, Kelley, Kendall, Kull,

McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Shaffer, Sidey, Smith, Teter, Wilson, Youde, Mr. Speaker—59.

Absent or not voting:

Balluff, Blackmore, Brandes, Cassady, Drury, Fenn, Kellogg, Koontz, Lee, Lister, Lowrey, McElrath, Miller of Bremer, Ofill, Sheldon, Stewart, Sullivan, Weeks, Welden, Wolfe—20.

So the House refused to refer.

Meredith of Cass moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Balluff, Bascom, Bauman, Beery, Bergeson, Bonwell, Calkins, Clarke, Conn, Corrie, Cottrell, Darrah, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Flugum, Geneva, Greenwood, Hackler, Hambleton, Hanna, Harding, Harvey, Hickey, Hume, Jewell, Kelley, Kendall, Kull, Lee, McDonald, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Pierce, Price, Reitz, Ritter, Schoenenberger, Shaffer, Sidey, Smith, Swan, Wolfe, Youde, Mr. Speaker—59.

The nays were:

Arney, Bixby, DeMar, Dodds, Elliott, Felt, Grier, Hanson, Inman, Jones, Kellogg, McAllister, Mann, Moore, Paul, Reaney, Schroeder, Schulte, Sparks, Stillman, Stoltenberg, Swift, Teter, Van Houten, Webster, White—26.

Absent or not voting:

Baird, Blackmore, Brandes, Cassady, Clary, Dewell, Drury, Fenn, Fox, Heles, Holmes, Koontz, Lister, Lowrey, McElrath, Ofill, Sheldon, Springer, Stewart, Sullivan, Weeks, Welden, Wilson—23.

Roll call verified.

So the bill passed and the title was agreed to.

## EXPLANATION OF VOTE.

MR. SPEAKER—I vote “aye” on House File No. 238, not because I am satisfied this is a righteous measure, but because it is a matter pertaining to my county and seems to be in the interest of peace and harmony.

J. H. KELLEY.

Jones of Montgomery moved that when this House adjourn it be until 1 o'clock and that when it adjourn this afternoon it be at 2:15 o'clock.

Motion prevailed.

On motion of Beery of Henry, House File No. 286, a bill for an act to amend Section One Thousand Seven Hundred and Eighty-nine (1789) of the Code, relating to the assignment of life insurance policies, with report of committee recommending passage, was taken up and considered.

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

On the question, “Shall the bill pass?”

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Bonwell, Calkins, Clarke, Clary, Corrie, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fox, Greenwood, Hanson, Hickey, Holmes, Hume, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Stillman, Swan, Swift, Van Houten, Webster, White, Wilson, Youde—64.

The nays were:

Cottrell, Harvey, Paul, Pierce, Teter, Mr. Speaker—6.

Absent or not voting:

Bergeson, Blackmore, Brandes, Cassady, Conn, Darrah, Dow, Drury, Elliott, Fenn, Flugum, Geneva, Grier, Hackler, Hambleton, Hanna, Harding, Heles, Inman, Koontz, Lee, Lister, Lowrey, McElrath, Meredith, Miller of Bremer, Offill, Price, Schroeder, Shel-

don, Sparks, Springer, Stewart, Stoltenberg, Sullivan, Weeks, Welden, Wolfe—38.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, House File No. 360, a bill for an act to regulate the soliciting and using of proxies by insurance companies, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Bauman, Beery, Bergeson, Bixby, Bonwell, Calkins, Clarke, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Flugum, Fox, Geneva, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Morris, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Shaffer, Sheldon, Sidey, Stillman, Stoltenberg, Swan, Swift, Van Houten, Webster, White, Wilson, Youde, Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Anderson, Balluff, Bascom, Blackmore, Brandes, Cassady, Clary, Darrah, Dow, Drury, Feely, Fenn, Greenwood, Grier Hackler, Hambleton, Hume, Koontz, Lee, Lister, McElrath, Meredith, Nix, Offill, Price, Schulte, Smith, Sparks, Springer, Stewart, Sullivan, Teter, Weeks, Welden, Wolfe—35.

So the bill passed and the title was agreed to.

On motion of Nix of Union, House File No. 323, a bill for an act to amend Section One Thousand Five Hundred and Sixty-six-a (1566-a), Supplement to the Code, relating to publication of reports, with report of committee recommending passage, was taken up and considered.

Mr. Nix moved to amend House File No. 323 by striking out the word "of" preceding the words "the Code" in the second line of Section One (1) of the original bill, and to insert in lieu thereof the word "to."

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bauman, Beery, Bergeson, Bixby, Clarke, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Flugum, Fox, Geneva, Greenwood, Grier, Hanson, Harvey, Heles, Hickey, Holmes, Jewell, Jones, Kelley, Kendall, Lowrey, Mann, Marston, Mercer, Moore, Morris, Nix, Paul, Price, Reaney, Ritter, Schoenenberger, Schroeder, Shaffer,, Sheldon, Stoltenberg, Swift, Van Houten, Webster, White, Wilson, Mr. Speaker—60.

The nays were:

Bonwell Calkins, Cottrell, Inman, Kull, McAllister, McDonald, Maben, Miller of Bremer, Miller of Dubuque, Pierce, Sidey, Sparks, Swan, Youde—15.

Absent or not voting:

Bascom, Blackmore, Brandes, Cassady, Clary, Dow, Drury, Feely, Fenn, Hackler, Hambleton, Hanna, Harding, Hume Kellogg, Koontz, Lee, Lister, McElrath, Mason, Meredith, Offill, Reitz, Schulte, Smith, Springer, Stewart, Stillman, Sullivan, Teter, Weeks, Welden, Wolfe—33.

So the bill passed and the title was agreed to.

On motion of Corrie of Ida, the House adjourned until 1 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Lee of Emmet called up notice that had been filed to re-introduce a bill containing same subject matter as Senate File No. 27.

On the question "Shall consent be given?"

The yeas were:

Anderson, Bascom, Bergeson, Clary, Conn, Dewell, Doran, Dow, Flugum, Hackler, Hanson, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Mason, Mercer, Miller of Bremer, Moore, Nix, Pierce, Reaney, Ritter, Sidey, Sullivan, Swan, Van Houten, Weeks—30.

The nays were:

Allred, Baird, Bauman, Bixby, Bonwell, Clarke, Cottrell, Darrah, DeMar, Dodds, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fox, Geneva, Grier, Harvey, Heles, Kendall, Lee, McDonald, Mann, Meredith, Miller of Dubuque, Paul, Price, Reitz, Schroeder, Schulte, Smith, Sparks, Teter, Wilson, Wolfe, Youde, Mr. Speaker—38.

Absent or not voting:

Arney, Balluff, Beery, Blackmore, Brandes, Calkins, Cassady, Corrie, Drury, Dunn, Elliott, Feely, Fenn, Greenwood, Hambleton, Hanna, Harding, Hickey, Hume, Koontz, Kull, Lister, Lowrey, McAllister, McElrath, Maben, Marston, Morris, Offill, Schoenberger, Shaffer, Sheldon, Springer, Stewart, Stillman, Stoltenberg, Swift, Webster, Welden, White—40.

So the House refused to consent.

#### REPORTS OF COMMITTEES.

Bixby of Delaware, from the Committee on Schools and Text Books, submitted the following reports:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 337, a bill for an act in relation to text books in public schools of the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

R. J. BIXBY,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 355, a bill for an act to make the County Treasurer the custodian of the funds belonging to the school corporations within the county, and to abolish the office of school treasurer, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

R. J. BIXBY,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 427, a bill for an act to amend Section Twenty-seven Hundred and Seventy-seven (2777) of the Code, relating to requirements of kindergarten teachers, beg leave to report 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.

R. J. BIXBY,  
*Chairman.*

Adopted.

Also :

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred Huse File No. 398, a bill for an act to prohibit the service of certain male animals for breeding purposes within six hundred feet of public school buildings during terms of school, and providing penalties for a 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 do pass.

R. J. BIXBY,  
*Chairman.*

Adopted.

Also :

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 358, a bill for an act to amend Section Twenty-seven Hundred and Seventy-one (2771) of the Supplement to the Code, relating to the filling of vacancies on the school board, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

R. J. BIXBY,  
*Chairman.*

Adopted.

Marston of Cerro Gordo, from the Committee on Public Health, submitted the following reports:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House File No. 266, a bill for an act to repeal Section Twenty-five Hundred and Seventy-eight (2578) of the Code, and to enact a substitute therefor, relating to the revocation of physicians' certificates, beg leave to report 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.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred Senate File No. 204, a bill for an act to amend the law as it appears in Section Twenty-five Hundred and Ninety-six-a (2596-a) of the Supplement to the Code, in relation to the sale of cocaine; and restricting the sale of certain other drugs, beg leave to report 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.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Public Health, to whom was referred Senate File No. 289, a bill for an act to amend Section Five (5) of the acts of the Thirty-first General Assembly, in relation to reporting "deaths" by 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 do pass.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

Van Houten of Taylor, from the Committee on Printing, submitted the following reports:

MR. SPEAKER—Your Committee on Printing, having under consideration the resolution of the House in regard to the feasibility, need and cost of publishing in book form matters of general interest of all monuments erected by the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be referred to the Committee on Appropriations for their approval.

Our estimate of the cost for memorial edition of twenty thousand (20,000) copies will be about \$30,000. A cheaper edition, with cheaper paper and electrotypes, on the plan of our State reports, could be made much cheaper and the cost could be still further reduced by publishing a less number.

We find that the reports of the Monument Commission contained material valuable for such report, and in addition there is a booklet entitled "Dedicating in Dixie," which contains much additional matter of interest, the use of which can probably be obtained from the author, Ernest A. Sherman, of Cedar Rapids, Iowa, who accompanied the Commissions on their trip to the battlefields.

G. H. VAN HOUTEN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Printing, to whom was referred Senate File No. 179, a bill for an act to amend the law as it appears in Section Four Hundred and Forty-one (441) of the Supplement to the Code, and define "bona fide yearly subscribers," beg leave to report 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.

G. H. VAN HOUTEN,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Printing, to whom was referred Senate File No. 276, a bill for an act to amend the law as it appears in Section One Hundred and Thirty-six (136) of the Supplement to the Code, fixing the manner of distribution of the report of the Academy of Science, beg leave to report 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.

G. H. VAN HOUTEN,  
*Chairman.*

Adopted.

#### INTRODUCTION OF BILLS.

By Balluff of Scott, House File No. 432, a bill for an act to amend Section Two Thousand Four Hundred and Forty-nine (2449) of the Code, relating to the sale of intoxicating liquors.

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

## CONSIDERATION OF BILLS.

On motion of Nix of Union, Senate File No. 290 was substituted on the Calendar for House File No. 392.

Senate File No. 290 was read first and second time.

On motion of Nix of Union, Senate File No. 290, a bill for an act to amend Sub-division Sixteen (16) of Section Six Hundred and Sixty-eight (668) of the Code, in relation to the duties of city councils, and amending said Sub-section Sixteen (16) and making the same apply to cities of the second class, was taken up and considered.

Mr. Nix moved to amend Senate File No. 290 by striking out the words "sub-section" in lines one (1) and three (3) of Section One (1) of the original bill, and inserting in each case the word "sub-division" in lieu thereof.

Amendment adopted.

Mr. Nix moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Baird, Bascom, Bauman, Beery, Bixby, Bonwell, Calkins, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Lee, McAllister, McDonald, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Sparks, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Allred, Arney, Balluff, Bergeson, Blackmore, Brandes, Cassady,

Drury, Dunn, Feely, Fenn, Geneva, Harvey, Hume, Kull, Lister, Lowrey, McElrath, Mercer, Miller of Bremer, Ofill, Price, Smith, Springer, Stewart, Welden—26.

Moore of Linn moved to reconsider the vote by which Senate File No 290 passed the House and by which it passed to its third reading.

Motion prevailed.

Lee of Emmet moved to amend Senate File No. 290 by striking out all of Section One (1) from and including the word "and" in the fourth line of Section One (1) of the original bill.

Amendment adopted.

Nix of Union moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question "Shall the bill pass?"

The yeas were:

Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Calkins, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, Doran, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Holmes, Inman, Jones, Kelley, Kendall, Koontz, Kull, Lee, McAllister, McDonald, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Wilson, Youde, Mr. Speaker—78.

The nays were:

None.

Absent or not voting:

Allred, Blackmore, Brandes, Cassady, DeMar, Dewell, Dodds, Dow, Drury, Dunn Feely, Fenn, Fox, Geneva, Hickey, Hume, Jewell, Kellogg, Lister, Lowrey, McElrath, Marston, Miller of Bremer, Ofill, Sparks, Springer, Stewart, Welden, White, Wolfe—30.

So the bill passed.

Nix of Union moved to amend the title to Senate File No. 290 by striking out the word "sub-section" in the third line and inserting in lieu thereof the word "sub-division."

Amendment adopted and title, as amended, agreed to.

On motion of Nix of Union, House File No. 392 was indefinitely postponed.

On motion of Lee of Emmet, Senate File No. 69, a bill for an act to amend Section Three Thousand Five Hundred and Twenty-nine (3529) of the Supplement to the Code, relating to the service of original notice upon any corporation or person owning or operating any railway, or canal, steamboat or other river craft, or any telegraph, telephone, stage, coach or car line, express company or foreign corporation, with report of committee recommending passage, was taken up and considered.

Mr. Lee moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Calkins, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Felt, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Lee, McAllister, McDonald, Maben, Mann, Marston, Mercer, Meredith, Miller of Dubuque, Moore, Nix, Pierce, Reaney, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, White, Wilson, Youde, Mr. Speaker—73.

The nays were:

Clary, Harding, Kelley, Koontz, Kull, Lowrey, Paul, Price, Reitz, Ritter, Sheldon, Sparks, Springer, Weeks—14.

Absent or not voting:

Balluff, Blackmore, Brandes, Cassady, Drury, Dunn, Earle, Feely, Fenn, Hanna, Kellogg, Lister, McElrath, Mason, Miller of Bremer, Morris, Offill, Stewart, Stoltenberg, Welden, Wolfe—21.

So the bill passed and the title was agreed to.

On motion of Hanna of Benton, Senate File No. 136, a bill for an act to amend Section Fourteen (14) of Chapter One Hundred and Sixty-six (166) of the laws of the Thirty-first General Assembly, relating to the sale of canned goods, with report of committee recommending passage, and minority report recommending amendments and passage, was taken up and considered.

Report adopted.

Van Houten of Taylor moved that the amendments proposed by the minority be adopted.

Time having arrived for Special Order No. 17, on motion of Beery of Henry, House File No. 254, a bill for an act providing for placing a statue in bronze of James Harlan, ex-Senator of Iowa, in the National Statuary Hall in the Capitol building at Washington, D. C., and appropriating money to pay therefor, was taken up and considered.

Mr. Beery moved that Senate File No. 183 be substituted for House File No. 254.

Motion prevailed.

Senate File No. 183 was then read first and second time.

Mr. Beery moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Calkins, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, Dewell, Dodds, Doran, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Wilson, Wolfe, Youde, Mr. Speaker—92.

The nays were :

None.

Absent or not voting :

Blackmore, Brandes, Cassady, DeMar, Drury, Dunn, Fenn, Hanna, Hume, Lister, McElrath, Meredith, Offill, Stewart, Welden, White—16.

So the bill passed and the title was agreed to.

On motion of Beery of Henry, House File No. 254 was indefinitely postponed.

MOTION TO RECONSIDER.

The following motion to reconsider was filed.

I move to reconsider the vote by which the motion was lost to consent to the member from Emmet county to introduce a bill covering the same subject matter of Senate File No. 27, previously voted down in the House.

N. J. LEE.

I second the motion.

J. H. DABRAH.

Unanimous consent having been given, Fox of Dallas withdrew House File No. 384 from the Committee on Judiciary and from further consideration of the House.

On motion of McAllister of Linn, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 19, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. J. W. Baumgartner of Riverside.

Journal of Monday, March 18, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Darrah of Lucas presented petition of electors of Lucas county, Iowa, relative to the State Marshal Bill.

Referred to Committee on Suppression of Intemperance.

Paul of Jones presented petition of residents of Jones county asking the repeal of Chapter One Hundred Sixty-eight (168), acts of the Thirty-first General Assembly.

Referred to Committee on Agriculture.

Smith of Wright presented petition of citizens of Wright county relative to House File No. 315.

Referred to Committee on Agriculture.

Paul of Jones presented petition of citizens of Anamosa, Iowa, relative to the penitentiary at Anamosa.

Referred to Committee on Penitentiaries.

Sullivan of Polk presented remonstrance of Local Union No. 441, Electric Railway Employes of America, against the "Des Moines Plan," House File No. 285.

Referred to Committee on Municipal Corporations.

Jones of Montgomery presented remonstrance of citizen voters of Webster City protesting against Senate File No. 203.

Referred to Committee on Ways and Means.

#### REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 152, a bill for an act amendatory to Chapter Six (6), Title Three (3) of the Code, extending the jurisdiction of superior courts in cities which are not county seats, and which have now or may hereafter have a population of twenty-five thousand or more; providing for changes of venue from superior courts in such cities; providing for trial by jury in superior courts in such cities; providing for the number of jurors in such courts in such cities and the manner of their selection; providing the manner of making certain judgments of courts in such cities liens upon real estate; providing that the filing of petitions in such courts in such cities which affect real estate shall charge third persons with notice of the pendency of the action upon filing a notice of pendency; providing for the salary of the judge of the superior court in such cities; providing for the compensation of the shorthand reporter of such court in such cities, and providing that the act shall apply to cities acting under special charter, 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.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 89, a bill for an act to amend Section Five Thousand Four Hundred and Forty-eight (5448) of the Code, fixing the time for appeal in criminal cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 313, a bill for an act to repeal the law as it appears in Chapter One Hundred and Thirty-six (136) of the acts of the Thirtieth General Assembly and enact in lieu thereof the following, relative to the preservation and protection of property, and to require the construction

of fire escapes on certain buildings and enclosures now constructed or hereafter to be erected, providing the manner of constructing the same and imposing penalties for the violation thereof, additional to Chapter Ten (10) of Title Twenty-four (24) of the Code, relative to offenses against the public 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.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 91, a bill for an act relative to the appointment of non-residents of the State as executors, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 429, a bill for an act for the relief of the grantees of James Seby Parsons, and for the purpose of having a patent issued in the name of Cornelis De Geest for a certain tract 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 do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred substitute for Senate File No. 201, a bill for an act to repeal the law as it appears in Section Thirteen Hundred Forty-seven-A (1347-A) of the Supplement to the Code, and Chapter Forty-eight (48), acts of the Thirtieth General Assembly, relating to the vocation of peddlers, defining the term peddlers so as to include transient merchants and itinerant vendors selling by sample or by taking orders for immediate or future delivery, 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 do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 408, a bill for an act to amend Section Three Hundred Ten (310) of the Supplement to the Code, relating to qualification for admission to the bar, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 240, a bill for an act to amend Chapter One Hundred Thirty-two (132) of the laws of the Thirtieth General Assembly of Iowa, entitled "An act prohibiting the wilful taking of any electric current, gas or water from the wires, meters, pipes or any apparatus of any electric light, electric motor, gas or water plant with intent to defraud, (additional to Chapter Five (5), Title Twenty-four (24) of the Code)," by making it applicable to steam heating plants and the taking of steam or steam heat, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 376, a bill for an act to amend Section Four Hundred and Twenty-two (422) of the Code, relative to the powers of the board of supervisors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adopting in lieu thereof the following substitute:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 376.

A BILL for an act giving certain powers to the board of supervisors in relation to the alteration or straightening of highways, and to prevent the encroachment of streams thereon, and to condemn land necessary for said purposes.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. The board of supervisors at any regular meeting shall have the power to purchase or provide for the condemnation of, pay for out of the county bridge fund, enter upon and take any land necessary for the purpose of preventing the encroachment of a navigable or non-navigable stream on a public highway, and for the purpose of straight-

ening or altering a public highway, when any such stream has encroached thereon, or some other condition in the highway exists that would, in the judgment of the board, render it necessary or advisable to straighten or alter the same, and the proceedings for condemnation of land as contemplated in this act shall be in accordance with the provisions relating to taking private property for works of internal improvement.

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 287, a bill for an act to amend Chapter One (1), Title Nine (9) of the Code, relating to corporations for pecuniary profit, and to provide a method for the approval of articles of incorporation, beg leave to report 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 adopting in lieu thereof the following substitute:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 287.

A BILL for an act to amend the law as it appears in Section Sixteen Hundred and Ten (1610) of the Supplement to the Code, in relation to corporations for pecuniary profit.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the law as it appears in Section Sixteen Hundred and Ten (1610) of the Supplement to the Code be and the same is hereby amended by adding thereto the following:

When articles of incorporation are presented to the Secretary of State for the purpose of being filed, if he is satisfied that they are in proper form to meet the requirements of law, that their object is a lawful one and not against public policy, that their plan for doing business, if any be provided for, is honest and lawful, he shall file them; but if he is of the opinion that they are not in proper form to meet the requirements of law, or that their object is an unlawful one, or against public policy, or that their plan for doing business is dishonest or unlawful, he shall refuse to file them. Should a question of doubt arise as to the legality of the articles, he shall submit them to the Attorney-General, whose duty it shall be to forthwith examine and return them with an opinion in writing touching the point or points concerning which inquiry has been made of him. If such opinion is in favor of the legality of the articles, and no other objections are apparent, they shall then, upon payment of the proper fee, be filed and otherwise dealt with as the law provides. If, however, such opinion be against their legality they shall not be filed.

Upon the rejection of any articles of incorporation by the Secretary of State, except for the reason that they have been held by the Attorney-General to be illegal, they shall, if the person or persons present-

ing them so request, be submitted to the Executive Council, which shall, as soon as practicable, consider the said articles and if the council determines that the articles are in proper form, of honest purpose, not against public policy, not otherwise objectionable, it shall approve said articles and so advise the Secretary of State in writing, whereupon he shall, upon the payment of the proper fees, file the same and proceed otherwise as the law directs; but if the council sustains the previous action of the Secretary of State in rejecting said articles, such decision by the council shall be reported to the Secretary of State in writing, and he shall then return said articles to the person or persons presenting them with such explanation as shall be proper in the case.

Nothing in this act shall be construed as repealing or modifying any statute now in force in respect to the approval of articles of incorporation relating to insurance companies, building and loan associations or investment companies.

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its passage and publication in the Register and Leader and Des Moines Daily News, newspapers published at Des Moines, Iowa.

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 88, a bill for an act to amend Section Four Thousand One Hundred and Twenty (4120) of the Code, relative to the time for filing abstracts 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 amended by adopting in lieu thereof the following substitute:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 88.

A BILL for an act to amend Section Four Thousand One Hundred and Twenty (4120) of the Code, relative to the time for filing abstracts in the Supreme Court.

*Be It Enacted by the General Assembly of the State of Iowa:*

That Section Four Thousand One Hundred and Twenty (4120) of the Code be and the same hereby is amended as follows: By striking out of line two the word "thirty" between the word "appellant" and the word "days" and inserting in lieu thereof the word "ninety," and by striking out of line two of said section the words "before the second term."

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 90, a bill for an act relative to the expense of fees for surety bonds of trustees, guardians, executors, and administrators, beg leave to report 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 adopting in lieu thereof the following substitute:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 90.

A BILL for an act relative to taxing costs for surety bonds of trustees, guardians, executors, and administrators.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Three Thousand Three Hundred and One (3301) of the Code be and the same hereby is amended by adding thereto the following: Whenever a surety bond be given by an administrator, executor, trustee, or guardian the court shall, if it deem it advisable, allow as a part of the costs and expenses of the performance of the trust, the money paid to the fidelity surety company for such bond.

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 199, a bill for an act to provide for the repeal of the law as it now stands in regard to the selection of names for jury lists for the grand and trial juries, 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 indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 218, a bill for an act to repeal Section Three Hundred and Thirty-four (334) of the Code, relating to excusing persons from jury service, and to enact a substitute for said section, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 146, a bill for an act amending Section Fifty-three Hundred and Fourteen (5314) of the Code, providing for the compensation of attorneys appointed by the court to defend persons charged with certain crimes, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 22, a bill for an act to amend Section Three Hundred Thirty-seven (337) of the Code, in relation to the selection of jurymen, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 415, a bill for an act amending Section Three Thousand One Hundred and Seventy-three (3173) of the Code, relative to the taking of testimony in divorce cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 200, a bill for an act to provide for the repeal of the law as it now stands in regard to the selection of names for jury lists for the grand and trial juries, 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 indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 74, a bill for an act to amend Section Three Hundred and Thirty-seven (337) of the Code, relating to judges of election returning jury lists, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 196, a bill for an act to regulate the sale or disposal of stocks of goods, wares, or merchandise in bulk, and to provide a penalty for the violation 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 do pass.

E. W. WEEKS,  
*Chairman.*

MINORITY REPORT ON SENATE FILE NO. 196.

MR. SPEAKER—We, the undersigned, being a minority of the Judiciary Committee, to whom was referred Senate File No. 196, beg leave to report that we are unable to concur in the majority report on said file, which recommends the same for passage, and do hereby most respectfully dissent therefrom, and recommend that said file be indefinitely postponed.

C. A. MEREDITH,  
J. L. BASCOM,  
L. D. TETER,  
G. H. SCHULTE,  
T. C. CLARY,  
*Minority of Committee.*

Passed on file.

Jones of Montgomery, from the Committee on Appropriations, submitted the following reports:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 75, a bill for an act making appropriations for swine barns with show ring, a steel constructed amphitheater, and additional land at the Iowa State Fair and Expositions Grounds, beg leave to report 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 the following substitute amendment:

## SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 75.

A BILL for an act making an appropriation for a swine barn with show ring upon the State Fair Grounds.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That there is hereby appropriated to the Iowa Department of Agriculture out of any money in the State Treasury, not otherwise appropriated, the sum of Seventy-five Thousand Dollars (\$75,000), to be used in the erection, furnishing and completing of a swine barn with show ring, upon the State Fair Grounds, near the city of Des Moines, Iowa.

SEC. 2. All money appropriated by this act shall be drawn from the State Treasury upon the order of the State Board of Agriculture.

SEC. 3. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

And when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred the report of the Committee on Printing, regarding the resolution on the feasibility, need and cost of publishing in book form matters of general interest of all monuments erected by the State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

F. F. JONES,  
*Chairman.*

Adopted, and the resolution was indefinitely postponed.

Conn of Butler, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred Senate File No. 42, a bill for an act relating to the capital stock of insurance companies; providing the conditions under which such companies shall operate upon the stock plan; prohibiting the advertising of an authorized capital, and providing penalties for the violation hereof, beg leave to report 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:

That Section Two (2) of the original substitute bill be stricken out, and the following substituted in lieu thereof:

"SEC. 2. The certificate of authority of any company heretofore organized and transacting business on the stock plan shall not be renewed after January 1st, 1910, unless said companies shall have, at said

time, at least one hundred thousand dollars (\$100,000) of capital stock; at least fifty thousand dollars (\$50,000) of which shall be paid up in cash and invested according to law. The remainder of said capital may be represented by stock notes payable to the company on demand of its board of directors and said notes shall be deposited with the Auditor of State, subject to his approval. But no increase of the capital stock of any company shall hereafter be made unless the amount of said increase is paid up in cash."

That Section Three (3) of the original substitute bill be amended by adding at the fourth line of the said section, after the word "provided," the following clause: "or represented by stock notes."

And when so amended that the bill do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

Koontz of Johnson, from the Committee on Public Libraries, submitted the following reports:

MR. SPEAKER—Your Committee on Public Libraries, to whom was referred Senate File No. 228, a bill for an act authorizing the Board of Trustees of Free Public Libraries to unite with any local County Historical Association for the preservation and protection of articles of a historical or educational nature gathered by such association, and to expend money for proper care of such collection, beg leave to report 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. KOONTZ,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Public Libraries, to whom was referred Senate File No. 164, a bill for an act to amend the law as it appears in Section Three (3) of Chapter Fourteen (14), acts of the Thirty-first General Assembly, granting Township Trustees power to contract for use of public libraries, beg leave to report 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 title be amended by adding the letter "s" to the word "section" in the first line thereof, and inserting after the word "sections" in the first line the words and figures "two (2)" and the word "and."

Also amend bill by adding the letter "s" to the word "section" in the first line thereof, and by inserting after the word "sections" in first line the words and figures "two (2)" and the word "and."

Amend bill by inserting after the word "all" in fourth line the words and figures "of Section Two (2) and all."

And when so amended that the bill do pass.

GEO. W. KOONTZ,  
*Chairman.*

Adopted.

## INTRODUCTION OF BILLS.

By McAllister of Linn, House File No. 433, a bill for an act to repeal Section Ten Hundred and Ninety-one (1091) of the Code, relating to polling places and their location, and enacting in lieu thereof the following:

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

By Meredith of Cass, House File No. 434:

A BILL for an act to amend Section Nineteen Hundred and Ninety-five (1995) of the Code, relative to the taking of private property by railroads for works of internal improvement.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. Section Nineteen Hundred and Ninety-five (1995) of the Code is hereby amended by inserting between the words "railway" and "corporation" in line one thereof, the words "interurban or automobile railway."

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and in the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

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

By Meredith of Cass, House File No. 435:

A BILL for an act defining, regulating and conferring rights and powers upon automobile railways, additional to Chapter Four (4), Title Ten (10) of the Code.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. Any system of railway operating cars within the State of Iowa, over or upon any track other than steel or iron, shall be known as an automobile railway, and shall be a work of internal improvement.

The words "railway," "railway company," "railway corporation," "railroad," "railroad company" or "railroad corporation," as used in the Code and acts of the General Assembly, now in force or hereafter enacted, are hereby declared to apply to, and include, automobile railways, and all companies or corporations owning or operating such automobile railways, and all provisions of the Code and acts of the General Assembly now in force or hereafter enacted affecting railways, railway companies, railway corporations, railroads, railroad companies or railroad corporations, are hereby declared to affect and apply in full force and effect to all automobile railways and to all automobile railway companies owning or operating such automobile railways.

SEC. 2. This act, being deemed of immediate importance, shall take

effect and be in force from and after the date of its publication in the Register and Leader and in the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

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

By Meredith of Cass, House File No. 436:

A BILL for an act to amend Section Two Thousand and Eighty-four (2048) of the Code, relating to taxes in aid of railroads.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the law as it appears in Section Two Thousand and Eighty-four (2084) of the Code be, and the same is hereby amended, by inserting after the word "company" and before the word "which" in the third line of said section, the words "interurban or automobile railway company;" and by inserting after the word "railroad" and before the word "within" in the fourth line of said section the words "interurban or automobile railroad."

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after the date of its publication in the Register and Leader and in the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

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

#### SENATE MESSAGES CONSIDERED.

Senate File No. 227, a bill for an act to prohibit the discharge into the open air of dense smoke within the corporate limits of cities of the first class or special charter cities having a population of 20,000 or more inhabitants; to declare the discharge into the open air of dense smoke within the corporate limits of such cities a public nuisance and to provide penalties for the violation and enforcement thereof.

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

Senate File No. 239, a bill for an act amending Section Thirteen Hundred and Thirty-three (1333) of the Code Supplement, in relation to taxes paid by insurance companies other than those organized under the laws of the State of Iowa.

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

Senate File No. 248, a bill for an act to amend Sections One Hundred and Fifty-six and One Hundred and Fifty-seven of the Code, relating to the election and duties of the Secretary of the

Executive Council and defining the duties of said Secretary, and to amend Section Thirteen Hundred Seventy-eight (1378) and Thirteen Hundred Eighty-two (1382) of the Code.

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

Senate File No. 259, a bill for an act legalizing the ordinances, acts, proceedings and resolutions passed by the town council of Pocahontas, of Pocahontas county, Iowa, and legalizing all the acts, proceedings and resolutions adopted or passed by the said town council in connection with the voting and granting of a franchise to the Havelock Mutual Telephone Company as set forth in Ordinance No. 41 of said town.

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

Senate File No. 267, a bill for an act to permit fraternal beneficiary societies, orders or associations to purchase and own real estate, to erect a building thereon, and to occupy and rent the same, acquire and own real estate for their own use.

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

Senate File No. 279, a bill for an act in regard to admission to the Soldiers' Home and payment for support of members.

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

Senate File No. 286, a bill for an act re-appropriating money for the purchase of land for the State Hospital for Inebriates at Knoxville.

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

Senate File No. 314, a bill for an act to legalize certain ordinances and official acts of the town council of Mondamin, Harrison county, Iowa.

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

#### CONSIDERATION OF BILLS.

By unanimous consent further consideration of Senate File No. 136 was deferred until this afternoon.

On motion of Jones of Montgomery, House File No. 303, a bill for an act to repeal Sections Three Hundred and Seventy-three (373), Three Hundred and Seventy-four (374), Three Hundred and Seventy-five (375) and Three Hundred and Seventy-six (376) of the Code, in relation to notaries public, and enact substitutes therefor. Also to amend Section Sixty-eight (68) of the Code, in relation to the registration of commissions, with report of committee recommending passage, was taken up and considered.

Hambleton of Mahaska, moved that House Files No. 303, 304 and 305 be made a special order for 10 o'clock Monday morning, March 25th.

Motion lost.

Jones of Montgomery moved that the rule be suspended and that the bill be considered engrossed.

Sullivan of Polk objected to the bill being considered engrossed.

On the question, "Shall the bill be considered engrossed?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Conn, Corrie, Cottrell, Darrah, Dewell, Dodds, Dow, Dye of Decatur, Earle, Elliott, Feay, Feely, Felt, Fox, Greenwood, Grier, Hackler, Hanna, Hanson, Holmes, Hume, Inman, Jewell, Jones, Lee, Lister, McElrath, Maben, Mann, Marston, Meredith, Moore, Morris, Nix, Paul, Reaney, Schroeder, Shaffer, Sparks, Springer, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Youde, Mr. Speaker—64.

The nays were:

Balluff, Calkins, DeMar, Doran, Drury, Dunn, Dye of Pottawattamie, Fenn, Flugum, Geneva, Hambleton, Harding, Harvey, Heles, Hickey, Kendall, Koontz, Kull, McAllister, McDonald, Mercer, Miller of Bremer, Miller of Dubuque, Offill, Pierce, Price, Ritter, Schoenenberger, Schulte, Sidey, Smith, Stewart, Sullivan—33.

Absent or not voting:

Cassady, Clary, Kelley, Kellogg, Lowrey, Mason, Reitz, Sheldon, Welden, Wilson, Wolfe—11.

So the motion to consider the bill engrossed was declared lost.

Jones of Montgomery moved that House Files No. 303, 304 and 305 be ordered engrossed.

Motion prevailed.

On motion of Sparks of Wapello, Senate File No. 192, a bill for an act to amend Section Seven Hundred and Sixty-eight (768) of the Code, relating to vestibules on street cars for the protection of employes operating such cars, with the report of the committee recommending passage, was taken up and considered.

Mr. Sparks moved that the rule be suspended, that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, White, Wilson, Wolfe, Youde, Mr. Speaker—97.

The nays were:

None.

Absent or not voting:

Cassady, Dow, Fox, Harding, McAllister, McElrath, Miller of Bremer, Moore, Sheldon, Weeks, Welden—11.

So the bill passed and the title was agreed to.

Unanimous consent having been given, Sparks of Wapello withdrew House File No. 322 from the further consideration of the House.

On motion of Hanson of Humboldt, House File No. 402, a bill for an act to limit the expenses, other than losses, of State mutual

hail insurance associations, and to limit compensation to be paid to officers, agents and employes of such associations, with report of committee recommending passage, was taken up and considered.

Speaker Pro Tempore Hambleton in the chair.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Preece, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Sparks, Springer, Stewart, Stillman, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde—97.

The nays were:

None.

Absent or not voting:

Cassady, Darrah, Dunn, Hume, Lee, Marston, Miller of Bremer, Sidey, Stoltenberg, Sullivan, Mr. Speaker—11.

So the bill passed and the title was agreed to.

Speaker Kendall in the chair.

On motion of Stillman of Greene, Senate File No. 50, a bill for an act regulating the election or appointment of the directors or other persons by whom the affairs of corporations organized on the stock plan for transacting the business of life or fire insurance companies are to be conducted, so as to secure proportionate representation to minority stockholders, and providing for the election of directors nominated by a minority of the stock-

holders; additional to Chapters One (1), Four (4), Six (6), Seven (7) and Eight (8) of Title Nine (9) of the Code, with report of the committee recommending passage, was taken up and considered.

Mr. Stillman moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Clarke, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Sparks, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—94.

The nays were:

None.

Absent or not voting:

Brandes, Calkins, Cassady, Clary, Corrie, Dunn, Earle, Hume, Maben, Miller of Bremer, Nix, Sidey, Springer, Sullivan—14.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, House File No. 341, a bill for an act to repeal Section Seventeen Hundred and Seventy-four (1774) of the Code, relating to valuation of policies of life insurance companies, and to enact a substitute therefor, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Ma-ben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenen-berger, Smith, Stewart, Stoltenberg, Swan, Swift, Teter, Van Hou-ten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Beery, Bergeson, Cassady, Corrie, Hume, Marston, Miller of Bremer, Morris, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Sparks, Springer, Stillman, Sullivan, White, Wolfe—19.

So the bill passed and the title was agreed to.

On motion of Hambleton of Mahaska, Senate File No. 262, a bill for an act to provide for sewer outlets and purifying plants in cities of the second class and towns, was taken up and considered.

Jones of Montgomery moved to amend Senate File No. 262 by striking out the figures "894" and inserting in lieu thereof the words "eight hundred and ninety-four."

Amendment adopted.

Hambleton of Mahaska moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Conn, Corrie,

Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Kelley, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Nix, O'fall, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—87.

The nays were:

Geneva, Moore, Teter—3.

Absent or not voting:

Balluff, Beery, Bergeson, Cassady, Drury, Flugum, Hume, Jones, Kellogg, Maben, Mason, Morris, Shaffer, Sheldon, Sidey, Sparks, White, Wolfe—18.

So the bill passed.

Weeks of Guthrie moved to amend the title to House File No. 262 by inserting after the word "plants" the words "and the levy of a tax therefor."

Amendment adopted and title, as amended, agreed to.

On motion of Schulte of Clayton, House File No. 278, a bill for an act granting authority to cities and towns to join the League of Iowa Municipalities, to send delegates, pay dues and assessments, make appropriation therefor, and to regulate the organization, laws and meetings of such league, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Mr. Schulte moved to amend House File No. 278 by inserting between the words "pay" and "dues" in the second line of Section One (1), as printed in the Journal, the words "a membership fee and."

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Balluff, Baseom, Bauman, Bixby, Brandes, Clarke, Clary, Corrie, Cottrell, Darrah, Dewell, Dodds, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fox, Greenwood, Hackler, Hambleton, Hanna, Harding, Heles, Hickey, Holmes, Jones, Kellogg, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Paul, Pierce, Reitz, Ritter, Schulte, Sheldon, Smith, Sparks, Springer, Stewart, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Weeks, Welden, Wilson, Wolfe, Youde—68.

The nays were:

Anderson, Blackmore, Flugum, Geneva, Grier, Harvey, Jewell, Marston, Moore, Reaney, Teter, Mr. Speaker—12.

Absent or not voting:

Baird, Beery, Bergeson, Bonwell, Calkins, Cassidy, Conn, DeMar, Doran, Drury, Feely, Fenn, Hanson, Hume, Inman, Kelley, Lister, Miller of Bremer, Nix, Ofill, Price, Schoenenberger, Schroeder, Shaffer, Sidey, Stillman, Webster, White—28.

So the bill passed and the title was agreed to.

On motion of Koontz of Johnson, House File No. 342, a bill for an act to repeal Section Fourteen Hundred and Eighty-three (1483) of the Code, relating to roads and highways, and to enact a substitute therefor, with report of committee recommending passage, was taken up and considered.

Meredith of Cass moved to amend House File No. 342 by striking out the words "herein prescribed" in line five (5) of the printed bill and inserting in lieu thereof the words "prescribed in this chapter."

Amendment adopted.

Teter of Marion moved to strike out the figures "66" and the parentheses in line four of the printed bill.

Amendment adopted.

Koontz of Johnson moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Balluff, Bascom, Beery, Bixby, Blackmore, Brandes, Calkins, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Earle, Feay, Feely, Felt, Fenn, Flugum, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Koontz, Kull, Lowrey, McDonald, McElrath, Maben, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reitz, Ritter, Schroeder, Schulte, Sheldon, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Weeks, Welden, Wilson, Wolfe, Mr. Speaker—72.

The nays were:

Bauman, Bergeson, Bonwell, Dow, Drury, Dye of Pottawattamie, Elliott, Jewell, Kendall, McAllister, Mann, Price, Smith, Webster, Youde—15.

Absent or not voting:

Arney, Baird, Cassady, Fox, Geneva, Greenwood, Hambleton, Hume, Inman, Jones, Kelley, Kellogg, Lee, Lister, Marston, Reaney, Schoenenberger, Shaffer, Sidey, Teter, White—21.

So the bill passed and the title was agreed to.

Unanimous consent having been given, Stewart of Washington withdrew House File No. 159 from the Committee on Railroads and Commerce and from further consideration of the House.

Unanimous consent having been given, Allred of Wayne withdrew House File No. 265 from the Committee on Elections and from further consideration of the House.

Unanimous consent having been given, Weeks of Guthrie withdrew House Files No. 132, 76 and 82 from the Committee on Judiciary and from further consideration of the House.

Sullivan of Polk moved that the consideration of Special Order

No. 16, House File No. 285, be deferred until next Tuesday, March 26, at 10 A.M.

Motion prevailed.

Schulte of Clayton moved that the consideration of House File No. 226, Special Order No. 13, be deferred until Friday afternoon, March 22, at 2 o'clock.

Motion prevailed.

On motion of Darrah of Lucas, consideration of Special Order No. 12, House File No. 395, was deferred until Wednesday afternoon, March 20, at 2 o'clock.

Unanimous consent having been given, Hambleton of Mahaska withdrew House File No. 170 from the further consideration of the House.

On motion of Lee of Emmet, the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

#### REPORTS OF COMMITTEES.

Teter of Marion, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House Joint Resolution No. 5, a joint resolution providing for the appointment of a commission to inquire into the subject of taxation for State and local purposes, and the expediency of revising and amending the laws relating thereto, and making an appropriation 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 by striking out all after the enacting clause and substituting in lieu thereof the following:

SECTION 1. Within twenty days after this act takes effect, there shall be appointed, in the manner hereinafter provided, five persons, whose duty it shall be to inquire into the subject of assessment and taxation for State and local purposes, the operation and effect of the laws relating thereto, and the expediency of revising and amending such laws, so as to establish a more equal and just system of raising necessary public revenues, and report to the Secretary of State for distribution to the mem-

bers of the Thirty-third General Assembly on or before November 15, 1908, the result of their investigation, together with bills to carry out the recommendation of the commission in regard to the revision and amendment of the tax laws of the State. Three of the persons shall be appointed by the Speaker of the House from the House and two of the persons shall be appointed by the President of the Senate from the Senate.

SEC. 2. Said commission is hereby authorized and empowered to require and enforce the attendance of witnesses and the production of books and papers and to administer oaths and to employ counsel, experts, stenographers, clerks, and such other employes as may be necessary for the purpose of their investigation and report.

SEC. 3. The members of the commission shall receive as compensation for said services Five Dollars (\$5.00) per day for each day in attendance upon the meetings of the commission, together with their actual and necessary expenses incurred in the performance of their duties, under the provisions of this act, to be paid from the treasury upon the order of the Executive Council.

SEC. 4. The amount of money authorized by this act, for the purpose herein provided, shall not exceed Five Thousand Dollars (\$5,000), which sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury not otherwise appropriated.

SEC. 5. The printing and binding of said report, and all expense connected therewith, shall be at the cost of the State, as provided by law.

And when so amended that the same be referred to the Committee on Appropriations.

L. D. TETER,  
*Chairman.*

Adopted, and bill so referred.

Hume of Mitchell, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 308, a bill for an act to amend Section One (1), Chapter Twenty-one (21) of the acts of the Thirtieth General Assembly of the State of Iowa, relating to the compensation of County Recorders, and to amend Section Four Hundred and Ninety-six (496) of the Code, relating to the compensation of Deputy County Recorders, beg leave to report 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 substituting therefor the substitute bill hereto attached:

SUBSTITUTE BILL FOR HOUSE FILE NO. 308.

A BILL for an act to amend Section One (1), Chapter Twenty-one (21) of the acts of the Thirtieth General Assembly of the State of Iowa, relating to the compensation of County Recorders, and to amend Sec-

tion Four Hundred and Ninety-six (496) of the Code, relating to the compensation of Deputy County Recorders.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the law as it appears in Section One (1), Chapter Twenty-one (21), the acts of the Thirtieth General Assembly, be, and the same is hereby amended, by striking out all words in said section following the word "of" in the sixth line of said section and inserting in lieu thereof words as follows: "the sum of Twelve Hundred Dollars (\$1,200) per annum in counties having a population of ten thousand (10,000) or less; and Thirteen Hundred Dollars (\$1,300) in counties having a population of over ten thousand (10,000) and less than fifteen thousand (15,000); and Fourteen Hundred Dollars (\$1,400) in counties having a population of over fifteen thousand (15,000) and less than twenty thousand (20,000); and Fifteen Hundred Dollars (\$1,500) in counties having a population of over twenty thousand (20,000) and less than twenty-five thousand (25,000); and Sixteen Hundred Dollars (\$1,600) in counties having a population of over twenty-five thousand (25,000) and less than thirty thousand (30,000); and Seventeen Hundred Dollars (\$1,700) in counties having a population of over thirty thousand (30,000) and less than thirty-five thousand (35,000); and Eighteen Hundred Dollars (\$1,800) in counties having a population of over thirty-five thousand (35,000) and less than forty thousand (40,000); and Nineteen Hundred Dollars (\$1,900) in counties having a population of over forty thousand (40,000) and less than forty-five thousand (45,000); and Two Thousand Dollars (\$2,000) in counties having a population of forty-five thousand (45,000) or over."

SEC. 2. That the law as it appears in Section Four Hundred and Ninety-six (496), Code of Iowa, be, and the same is hereby amended, by striking out all of said section following the word "salary" in the eleventh line of said section and adding thereto "of Four Hundred Dollars (\$400) in counties having a population of ten thousand (10,000) or less; in counties having a population of over ten thousand (10,000) and under fifteen thousand (15,000), the salary shall be Five Hundred Dollars (\$500) per annum; in counties having a population of fifteen thousand (15,000) and under twenty thousand (20,000), the salary shall be Six Hundred Dollars (\$600) per annum; in counties having a population of twenty thousand (20,000) and under twenty-five thousand (25,000), the salary shall be Seven Hundred Dollars (\$700) per annum; in counties having a population of twenty-five thousand (25,000) and under thirty thousand (30,000), the salary shall be Eight Hundred Dollars (\$800) per annum; in counties having a population of thirty thousand (30,000) and under thirty-five thousand (35,000), the salary shall be Nine Hundred Dollars (\$900) per annum; in counties having a population of thirty-five thousand (35,000) and under forty thousand (40,000), the salary shall be One Thousand Dollars (\$1,000) per annum; in counties having a population of forty thousand (40,000) and under forty-five thousand (45,000), the salary shall be Eleven Hundred Dollars (\$1,100) per annum; in counties having a population of forty-five thousand (45,000) and over, the salary shall be Twelve Hundred Dollars (\$1,200) per annum."

And when so amended that the bill do pass.

T. H. HUME,  
Chairman.

Adopted.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 407, a bill for an act repealing Section Two Thousand Eight Hundred and Eighty-one (2881) of the Code, Chapter One Hundred and Fifteen (115) of the acts of Twenty-eighth General Assembly, and Section Six (6) of Chapter One Hundred and Fourteen (114) of the acts of the Twenty-eighth General Assembly, relating to employes in the State library, fixing their salaries, and providing for their bonds, and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended as follows:

By striking out the words and figures "two thousand five hundred (2,500)" in line two of Section Two (2), and inserting in lieu thereof the following: "two thousand two hundred and fifty (2,250)."

By striking out the words and figures "one thousand eight hundred (1,800)" in line four of said Section Two (2), and inserting in lieu thereof the following: "one thousand six hundred (1,600)."

By striking out the words "two hundred" in line three of Section Three (3), and inserting in lieu thereof the following: "one hundred."

By striking out the figures "(1,200)" in line four of said Section Three (3), and inserting in lieu thereof the following: "(1,100)."

By re-numbering Section Four (4) thereof to read "Section Five (5)."

By adding Section Four (4) as follows:

"Sec. 4. The board of trustees of the State Library and Historical Department may also select one assistant to the curator of the museum and art gallery at an annual salary of Twelve Hundred Dollars (\$1,200)."

By re-numbering Section Five (5) of the typewritten bill to read "Section Six (6)."

By re-numbering Section Six (6) of the typewritten bill to read "Section Seven (7)."

And when so amended that the bill do pass.

T. H. HUME,  
Chairman.

Adopted.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 390, a bill for an act to repeal Section Four Hundred and Ninety-one (491) of the Code, and to enact a substitute therefor, relating to Deputy County Treasurers, and their pay, beg leave to report 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 substituting therefor the substitute bill hereto attached:

## SUBSTITUTE FOR HOUSE FILE NO. 390.

A BILL for an act to repeal Section Four Hundred and Ninety-one (491) of the Code, and to enact a substitute therefor, relating to Deputy County Treasurers, and their pay.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Four Hundred and Ninety-one (491) of the Code be, and the same is hereby repealed, and the following enacted in lieu thereof:

Each County Treasurer may, in writing, with the consent of the Board of Supervisors, appoint anyone not holding a county office, his deputy, for whose acts he shall be responsible, and from whom he shall require a bond, the amount of which shall be fixed by the Board of Supervisors, and the same shall be approved by the officer who has the approval of the principal's bond, and such appointment may be revoked in writing, which appointment and revocation shall be filed and kept in the Auditor's office. The person thus appointed shall qualify by taking the same oath as his principal, and the same shall be endorsed upon the certificate of appointment. The deputy, in the absence or disability of his principal, may perform all the duties of the principal, pertaining to his office, under such rules and regulations, with reference thereto, as may be prescribed by the said principal, and shall receive a salary for his services as follows: In all counties of ten thousand (10,000) population or less, not less than Four Hundred Dollars (\$400) per annum; in all counties having a population of over ten thousand (10,000) to fifteen thousand (15,000), inclusive, not less than Five Hundred Dollars (\$500); in all counties having a population over fifteen thousand (15,000) to twenty thousand (20,000), inclusive, not less than Six Hundred Dollars (\$600); in all counties having a population over twenty thousand (20,000) to twenty-five thousand (25,000), inclusive, not less than Seven Hundred Dollars (\$700); in all counties having a population over twenty-five thousand (25,000) to thirty thousand (30,000), inclusive, not less than Eight Hundred Dollars (\$800); in all counties having a population over thirty thousand (30,000) to thirty-five thousand (35,000), inclusive, not less than Nine Hundred Dollars (\$900); in all counties having a population over thirty-five thousand (35,000) to forty thousand (40,000), inclusive, not less than One Thousand Dollars (\$1,000); in all counties having a population over forty thousand (40,000) to forty-five thousand (45,000), inclusive, not less than One Thousand One Hundred Dollars (\$1,100); in counties having a population over forty-five thousand (45,000), not less than One Thousand Two Hundred Dollars (\$1,200); payable the same as salaries of other county officers. In case no deputy shall be appointed, but, on account of the pressure of business of his office, if the Treasurer is compelled temporarily to employ an assistant, he shall file the bill for such services with the Board of Supervisors of said county, who shall make a reasonable allowance therefor.

And when so amended that the bill do pass.

T. H. HUME,  
*Chairman.*

Adopted.

Stillman, of Greene, 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. 27, a bill for an act to amend the law as it appears in Chapter Thirty-seven (37) of the acts of the Thirty-first General Assembly, relating to the special election of township officers in newly created townships.

Also:

House File No. 48, a bill for an act to provide a method whereby assessment life associations may be reincorporated as legal reserve life insurance companies.

Also:

House File No. 105, a bill for an act to prohibit any person, company, partnership, association, or corporation, engaged in the business of grain dealing, or owning or operating grain elevators, from combining or entering into any agreement, contract, trust, or pool to fix the prices to be paid for grain, or to prevent the free action of competition in the buying of grain, or the selling of grain, and to provide punishment for the violation of this act.

Also:

House File No. 150, a bill for an act to amend Section Four Hundred Thirty-two (432) of the Code, pertaining to meetings of the Soldiers' Relief Commission.

Also:

House File No. 312, a bill for an act authorizing the Executive Council to build walks and steps and make necessary repairs around the Capitol building and grounds and making an appropriation therefor.

Also:

House File No. 363, a bill for an act to amend Section Thirty-one Hundred and Eighty-one (3181) of the Code, relating to divorces and marriages of divorced persons.

PAUL E. STILLMAN,  
*Chairman.*

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 27, a bill for an act to amend the law as it appears in Chapter Thirty-seven (37) of the acts of the Thirty-first General Assembly, relating to the special election of township officers in newly created townships.

Also:

House File No. 48, a bill for an act to provide a method whereby assessment life associations may be reincorporated as legal reserve life insurance companies.

Also:

House File No. 105, a bill for an act to prohibit any person, company, partnership, association, or corporation, engaged in the business of grain dealing, or owning or operating grain elevators, from combining or entering into any agreement, contract, trust, or pool to fix the prices to be paid for grain, or to prevent the free action of competition in the buying of grain, or the selling of grain, and to provide punishment for the violation of this act.

Also:

House File No. 150, a bill for an act to amend Section Four Hundred Thirty-two (432) of the Code, pertaining to meetings of the Soldiers' Relief Commission.

Also:

House File No. 312, a bill for an act authorizing the Executive Council to build walks and steps and make necessary repairs around the Capitol building and grounds and making an appropriation therefor.

Also:

House File No. 363, a bill for an act to amend Section Thirty-one Hundred and Eighty-one (3181) of the Code, relating to divorces and marriages of divorced persons.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 27, a bill for an act to amend the law as it appears in Chapter Thirty-seven (37) of the acts of the Thirty-first General Assembly, relating to the special election of township officers in newly created townships.

Also:

House File No. 48, a bill for an act to provide a method whereby assessment life associations may be reincorporated as legal reserve life insurance companies.

Also:

House File No. 105, a bill for an act to prohibit any person, company, partnership, association, or corporation, engaged in the business of grain dealing, or owning or operating grain elevators, from combining or entering into any agreement, contract, trust, or pool to fix the prices to be paid for grain, or to prevent the free action of competition in the buying of grain, or the selling of grain, and to provide punishment for the violation of this act.

Also:

House File No. 150, a bill for an act to amend Section Four Hundred Thirty-two (432) of the Code, pertaining to meetings of the Soldiers' Relief Commission.

Also:

House File No. 312, a bill for an act authorizing the Executive Council to build walks and steps and make necessary repairs around the Capitol building and grounds and making an appropriation therefor.

Also:

House File No. 363, a bill for an act to amend Section Thirty-one Hundred and Eighty-one (3181) of the Code, relating to divorces and marriages of divorced persons.

PAUL E. STILLMAN,  
*Chairman.*

#### INTRODUCTION OF BILLS.

By Inman of Floyd, House File No. 437, a bill for an act to repeal Section Four Hundred Sixteen (416) of the Code, relating to the division of a county by townships into supervisor districts, changing the time of such division from the regular meeting in June to the regular meeting in January.

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

By Meredith of Cass, House File No. 438, a bill for an act to repeal Chapter Thirty-nine (39) of the acts of the Thirty-first General Assembly, and to enact a substitute therefor, relating to the terms of office of county officers.

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

By Meredith of Cass, House File No. 439, a bill for an act to repeal Sections Six Hundred Forty-two (642) and Twenty-seven

Hundred Forty-seven (2747) of the Code and to enact substitutes therefor, and to repeal Section Eleven Hundred and Thirty-one (1131) of the Code, relating to qualified electors and the right to vote at regular municipal and school elections.

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

CONSIDERATION OF BILLS.

House resumed consideration of Senate File No. 136, which was pending on the motion of Van Houten of Taylor to adopt the amendments proposed by the minority of the committee.

Inman of Floyd in the chair.

Speaker Kendall in the chair.

Amendment lost.

Van Houten of Taylor moved to amend Senate File No. 136 by striking out the words "and peas" after the word "corn" in line four of Section One (1) of the printed bill.

Amendment adopted.

Kelley of Polk moved to amend Senate File No. 136 by inserting in line one after Section One (1) the words, "That the law as it appears in;" by inserting after the word "assembly" in the second line of the original bill the words "be and the same;" by inserting after the word "is" in the second line of the original bill the word "hereby."

Amendments adopted.

Mr. Kelley moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Brandes, Calkins, Clary, Conn, Corrie, Cottrell, DeMar, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Fox, Geneva,

Greenwood, Grier, Hackler, Hambleton, Hanna, Harding, Harvey, Heles, Hickey, Holmes, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, Mann, Marston, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Webster, Weeks, Welden, White, Wolfe, Mr. Speaker—85.

The nays were :

Allred, Bonwell, Clarke, Darrah, Flugum, Inman, Lowrey, Maben, Meredith, Price, Teter, Youde—12.

Absent or not voting :

Bergeson, Blackmore, Cassady, Dewell, Hanson, Hume, McElrath, Morris, Sidey, Van Houten, Wilson—11.

So the bill passed and the title was agreed to.

On motion of Brandes of Pottawattamie, House File No. 404, a bill for an act to amend Section One Thousand Five Hundred and Thirty (1530) of the Supplement to the Code, relating to county road fund and how it is paid out, with report of committee recommending passage, was taken up and considered.

Brandes of Pottawattamie moved to amend House File No. 404 by striking out the words "which appears as" in line one of Section One (1) of the original bill, and to insert the words "as it appears in" in lieu thereof.

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Bonwell, Brandes, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Flugum, Greenwood, Grier,

Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, McDonald, McElrath, Mann, Mason, Miller of Dubuque, Nix, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Smith, Sparks, Springer, Stewart, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Welden, Wilson, Wolfe, Youde, Mr. Speaker—71.

The nays were:

Allred, Calkins, Corrie, Doran, Dunn, Fenn, Geneva, Lee, McAllister, Maben, Marston, Mercer, Moore, Paul, Price, Stillman, Teter, Weeks—18.

Absent or not voting:

Beery, Blackmore, Cassady, Elliott, Fox, Hanna, Harvey, Hume, Kellogg, Lister, Lowrey, Meredith, Miller of Bremer, Morris, Offill, Shaffer, Sheldon, Sidey, White—19.

So the bill passed and the title was agreed to.

On motion of Holmes of Kossuth, House File No. 375, a bill for an act to regulate the charges of sleeping cars on all railroads in this State, and to provide penalties for the violation thereof, with report of committee recommending passage, was taken up and considered.

Teter of Marion moved to amend House File No. 375 by striking out the figures and parentheses in the body of the bill.

Amendment adopted.

Holmes of Kossuth moved to amend House File No. 375 by striking out the words "corporation or" in line one of Section Four (4) of the printed bill; and to insert after the word "person" in said line a comma followed by the words "company or corporation."

Amendment adopted.

Sullivan of Polk moved to amend House File No. 375 by striking out all of Section Four (4) commencing with the word "or" in line four of the printed bill, and inserting a period after the word "dollars" in said line.

Amendment adopted.

Holmes of Kossuth moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Bonwell, Brandes, Calkins, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, DoDDS, Doran, Dow, Drury, Dunn, Dye of Decatur, Earle, Elliott, Feay, Feely, Fenn, Flugum, Geneva, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Holmes, Jewell, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McDonald, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sparks, Stillman, Stoltenberg, Sullivan, Swan, Swift, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—75.

The nays were:

Balluff, Clary, Felt, Fox, Kellogg, McAllister, McElrath, Mann, Morris, Price, Sheldon, Springer, Stewart, Wolfe—14.

Absent or not voting:

Bergeson, Blackmore, Cassady, Conn, Dye of Pottawattamie, Greenwood, Hanna, Harvey, Hickey, Hume, Inman, Jones, Lee, Offill, Schroeder, Sidey, Smith, Teter, Van Houten—19.

So the bill passed and the title was agreed to.

On motion of Sparks of Wapello, House File No. 306, a bill for an act providing that owners or keepers of stallions or jacks shall have a lien upon the get of any such animal for the service fee thereof, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Lee of Emmet moved to amend House File No. 306 by striking out the period at the end of Section One (1) and inserting a comma in lieu thereof, and by adding thereto the following: "and by paying to the clerk a filing fee of fifty cents."

Sparks of Wapello moved that the rule be suspended, that the

bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Calkins, Clarke, Clary, Corrie, Cottrell, Darrah, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Jewell, Jones, Kellogg, Kendall, Kull, Lee, Lister, McAllister, McElrath, Maben, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Pierce, Price, Reaney, Reitz, Ritter, Schoenenbrger, Schroeder, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Sullivan, Swan, Swift, Webster, Weeks, Welden, White, Wilson, Youde—80.

The nays were:

Fox, Heles, Inman, Mann, Marston, Moore, Paul, Springer, Mr. Speaker—9.

Absent or not voting:

Blackmore, Cassady, Conn, DeMar, Geneva, Harding, Hume, Kelley, Koontz, Lowrey, McDonald, Mason, Offill, Sidey, Stillman, Stoltenberg, Teter, Van Houten, Wolfe—19.

So the bill passed and the title was agreed to.

#### EXPLANATION OF VOTE.

MR. SPEAKER—I voted "no" on House File No. 306, because I believe the language in the last clause of Section Two (2) is incorrect and is subject to different interpretations.

L. W. INMAN.

#### SENATE AMENDMENTS CONSIDERED.

On request of Hambleton of Mahaska, unanimous consent having been given, House File No. 171, a bill for an act to amend Section Thirteen Hundred and Seventy-three (1373) of the Code, relating to the correction of erroneous assessments, with Senate amendments, was taken up and the amendments read and considered.

Mr. Hambleton moved that House concur in the Senate amendments.

On the question, Shall the House concur?

The yeas were:

None.

The nays were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Inman, Jones, Kellogg, Kendall, Kull, Lee, Lister, McAllister, McDonald, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, Welden, White, Mr. Speaker—86.

Absent or not voting:

Blackmore, Calkins, Cassady, Geneva, Harding, Hume, Jewell, Kelley, Koontz, Lowrey, McElrath, Marston, Miller of Bremer, Schroeder, Sidey, Sparks, Springer, Swift, Teter, Wilson, Wolfe, Youde—22.

So the House refuses to concur.

On request of Anderson of Hamilton, unanimous consent having been given, House File No. 107, a bill for an act to repeal Section One Thousand Eight Hundred and Sixty-nine (1869) of the Code of Iowa, relating to pay of and loans to officers of State and savings banks and to enact a substitute therefor, with Senate amendments, was taken up and the amendments read and considered.

Mr. Anderson moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Calkins, Clarke, Conn,

Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Earle, Elliott, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, Maben, Mann, Mercer, Meredith, Miller of Dubuque, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Springer, Stillman, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Blackmore, Cassady, Clary, Dye of Decatur, Dye of Pottawattamie, Feay, Geneva, Harding, Holmes, Hume, Lowrey, McElrath, Marston, Mason, Miller of Bremer, Moore, Morris, Sheldon, Sidey, Smith, Sparks, Stewart, Swift, Teter—24.

So the House concurs.

On request of Arney of Marshall, unanimous consent having been given, House File No. 118, a bill for an act to amend Section Two Thousand Six Hundred and Two (2602) of the Code, relating to admission of persons to the Soldiers' Home, with Senate amendments, was taken up and the amendments read and considered.

Mr. Arney moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Calkins, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kellogg, Kendall, Kull, Lee, McAllister, McDonald, Maben, Mann, Mason, Meredith, Miller of Dubuque, Moore, Morris,

Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Blackmore, Cassady, Clary, Fox, Greenwood, Harding, Harvey, Hume, Kelley, Koontz, Lister, Lowrey, McElrath, Marston, Mercer, Miller of Bremer, Sheldon, Sidey, Sparks, Springer, Swift, Tetter—22.

So the House concurs.

On request of Conn of Butler, unanimous consent having been given, House File No. 345, a bill for an act to amend Section One Thousand Seven Hundred and Forty-three (1743) of the Supplement to the Code, relative to the removal of goods and merchandise covered by insurance, with Senate amendments, was taken up and the amendments read and considered.

Mr. Conn moved that the House concur in the Senate amendments.

On the question, Shall the House concur?

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Brandes, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanson, Harvey, Heles, Hickey, Holmes, Jewell, Kellogg, Kendall, Koontz, Kull, Lee, McAllister, McDonald, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Blackmore, Bonwell, Calkins, Cassady, Clary, Dewell, Dye of Pottawattamie, Fox, Geneva, Hanna, Harding, Hume, Inman, Jones, Kelley, Lister, Lowrey, McElrath, Marston, Miller of Bremer, Sheldon, Sidey, Sparks, Springer, Swift, Teter, Wolfe—27.

So the House concurs.

On request of Schulte of Clayton, consideration of House File No. 226, Special Order No. 13, was deferred until Friday morning at 10 o'clock.

On motion of Kelley of Polk, House File No. 231 was withdrawn from the Committee on Judiciary and referred to the Committee on Compensation of Public Officers.

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, House Files No. 27, 48, 105, 150, 312, 363.

Jones of Montgomery moved to reconsider the vote by which Senate File No. 77 passed the House and by which it passed to its third reading.

Motion prevailed.

On motion, Senate File No. 77 was referred to the Committee on Appropriations.

On request of Hackler of Webster, leave of absence was granted Harding of Woodbury until Friday.

On motion of Bauman of Van Buren, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 20, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. E. T. Hagerman of Des Moines.

Journal of Tuesday, March 19, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Hambleton of Mahaska presented petition of Local Union No. 76, G. W. A., of Oskaloosa, relative to abolishing the State Printer and Binder.

Referred to Committee on Printing.

Kelley of Polk presented petition of resident taxpayers of Polk county relative to House File No. 315.

Referred to Committee on Appropriations.

Lee of Emmet presented petition of practicing physicians of Emmet county relative to an appropriation for a tuberculosis sanatorium.

Referred to Committee on Appropriations.

## LEAVE OF ABSENCE GRANTED.

On request of Clary of Chickasaw, leave of absence was granted Geneva of Keokuk until Wednesday.

On request of Meredith of Cass, the committee on contest of election from Black Hawk county, composed of Meredith of Cass, Lee of Emmet, Bascom of Dickinson, Hackler of Webster, Clary of Chickasaw, Sparks of Wapello, Wolfe of Clinton, were excused for deliberation.

## RESOLUTIONS.

Youde of O'Brien presented resolutions in memory of the life and public service of the late Ezra M. Brady, who departed this life August 26th, 1906, at Sanborn, Iowa.

Resolutions unanimously adopted by rising vote.

## REPORT OF COMMITTEE ON ENGROSSED BILLS.

Sheldon of Ringgold, from the Committee on Engrossed Bills, submitted the following reports:

MR. SPEAKER—Your Committee on Engrossed Bills respectfully report that they have examined, and find correctly engrossed, House File No. 303, a bill for an act to repeal Sections Three Hundred Seventy-three (373), Three Hundred Seventy-four (374), Three Hundred Seventy-five (375) and Three Hundred Seventy-six (376) of the Code in relation to notaries public and enact substitutes therefor; also to amend Section Sixty-eight (68) of the Code, in relation to the registration of commissions.

F. E. SHELDON,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Engrossed Bills respectfully report that they have examined, and find correctly engrossed, House File No. 305, a bill for an act to transfer the duties, powers and authority granted to or enjoined upon the Auditor of State under the provisions of Chapter Thirty-four (34), acts of the Thirty-first General Assembly, relating to publication of municipal accounts, establishing uniform system of accounts, reports and audits in cities and towns from the Auditor of State to the Secretary of State.

F. E. SHELDON,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Engrossed Bills respectfully report that they have examined, and find correctly engrossed, House File No. 304, a bill for an act to transfer from the Auditor of State to the Treasurer of State all of the powers, duties and responsibility relating to State and savings banks and loan and trust companies.

F. E. SHELDON,  
*Chairman.*

Adopted.

## INTRODUCTION OF BILLS.

By Cottrell of Plymouth, House File No. 440, a bill for an act to repeal Chapter One Hundred Twenty-two (122) of the laws of the Thirty-first General Assembly and to enact a substitute therefor, relative to the qualifications of county superintendents of schools and examinations and certificates of teachers.

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

By Teter of Marion, House File No. 441, a bill for an act to amend Sub-division Seven (7) of Section Thirteen Hundred and Four (1304) of the Supplement to the Code, relating to the exemption of property from taxation.

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

By Offill of Jasper, House File No. 442, a bill for an act to levy a tax upon any voter in any township, precinct or ward who does not vote at primary elections.

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

By Balluff of Scott, House File No. 443, a bill for an act to repeal Section Sixteen Hundred Thirty-seven (1637) of the Code.

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

## MESSAGES FROM THE SENATE.

The following messages were 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. 280, a bill for an act relating to primary elections.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 264, a bill for an act creating a legislative reference department of the State library, providing for assistants and making appropriation therefor.

GEO. A. NEWMAN,  
*Secretary.*

## SENATE MESSAGES CONSIDERED.

Senate File No. 280:

A BILL for an act providing for the nomination, by political parties, or organizations, of candidates for various offices, and the election of delegates to conventions of said political parties or organizations, and the election of party committeemen, by a primary election, and for the holding of conventions by such political parties or organizations, providing penalties for the violations thereof, and repealing Chapter Forty (40), laws of the Thirtieth General Assembly, and Chapter Forty-five (45) and Forty-six (46), laws of the Thirty-first General Assembly, relating to primary elections.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That from and after the passage of this act the candidates of political parties for all offices except Judges of the Supreme, District and Superior Courts, which under the law are filled by the direct vote of the voters of this State at the general election in November, and for the office of Senator in the Congress of the United States, and for the office of Elector of the President and Vice-President of the United States, shall be nominated by a primary election, and delegates to the conventions of said political parties or organizations and party committeemen shall be elected at said primary election, at the times and in the manner hereinafter provided. The provisions of Chapters Three (3) and Four (4), Title Six (6), and Chapter Eight (8), Title Twenty-four (24), of the Code, shall apply so far as applicable to all such primary elections, the same as general elections, except as hereinafter provided. The vote upon candidates for the office of Senator in the Congress of the United States shall be for the sole purpose of ascertaining the sentiment of the voters in the respective parties.

SEC. 2. The term "primary election" as used in this act shall be construed to apply to an election by the members of various political parties for the purpose of placing in nomination candidates for public office, for selecting delegates to conventions, and for the selection of party committeemen.

SEC. 3. The title "political party" shall mean a party which, at the last preceding general election, cast for its candidate for Governor at least two per centum of the total vote cast at said election.

SEC. 4. The primary election herein provided for shall consist of an election by all political parties and shall be held at the usual voting places of the several precincts on the first Tuesday after the first Monday in June, in the year Nineteen Hundred Eight, and biennially thereafter, for the nomination of candidates for such offices as are to be filled at the general election in November next ensuing, except Judges of the Supreme, District and Superior Courts, and for Senator in the Congress of the United States in the next year preceding the filling of that office by the General Assembly, and for the Electors of the President and Vice-President of the United States, in the year in which a President and Vice-President are to be elected.

SEC. 5. The judges and clerks of all primary elections under this act shall be made up and selected and appointed in the same manner as for the general election held in November, and they shall take the same oath and the judges are hereby authorized to administer oaths as hereinafter provided. Vacancies shall be filled as provided for the judges and clerks of the general election, and their compensation shall be the same. The expenses of said primary election shall be paid one-half by the county in which the said primary election is held, and one-half by the State. The board of supervisors of each county shall audit the entire expense and certify the same to the executive council, which shall thereupon order a warrant for one-half the amount to be delivered to the county, which shall thereupon pay the entire amount.

SEC. 6. The Australian ballot system as now used in this State, except as hereinafter provided, shall be used at said primary election in all precincts. The voter shall in all cases mark the ballot in the square before the name of each person for whom he desires to vote. In cities where registration is required by law, the polls shall be open from 7:00 a. m. to 8:00 p. m., and in all other precincts from 1:00 p. m. to 8:00 p. m. The elector voting at said primary election shall be allowed to vote for candidates for nomination on the ticket of only one political party, and that shall be the party with which he is registered as affiliated. The endorsement of the judges of election and the fac simile of the auditor's signature shall appear upon the ballots as provided by law for the ballots used for the November election. The voter shall return the ballot folded to one of the judges of election who shall deposit it in the ballot box. If any primary elector write upon his ticket the name of any person who is a candidate for the same office upon some other party ticket than that upon which his name shall be so written, such ballot shall be so counted for such person only as a candidate of the party upon whose ballot his name is written, and shall in no case be counted for such person as a candidate upon any other ticket. In case the person is nominated upon more than one ticket, he shall forthwith file with the proper officer a written declaration indicating the party designation under which his name is to be printed on the official ballot for the general election following such primary election.

SEC. 7. At the primary election to be held in June in the year Nineteen Hundred Eight any person shall be entitled to participate therein who is a qualified elector in such precinct at the time of said primary election, and when the voter seeks to pass the guardrail he shall indicate the party ballot he desires and one of the judges of the primary election board shall give him such primary ballot (unless challenged, and if so challenged, then only in the event that the challenge is determined in favor of the voter), and such person shall thereupon be allowed to vote. The voter's selection shall constitute his declaration of party affiliation and it shall be the duty of the primary election board to record his name and check his declaration of party affiliation on the poll books used by the clerks of the primary election board, and said list properly certified to by said primary election board shall be returned to the county auditor for preservation. Copies of the names and party entries on such list together with the changes of party

affiliation as hereinafter provided, arranged alphabetically by surnames, shall be used at subsequent primaries for determining with what party the voter has been enrolled, and no voter enrolled under the provisions of this act shall be allowed to receive the ballot of any political party except that with which he is enrolled, but he may change his enrollment as hereinafter provided. The county auditor shall prepare for each voting precinct two of the above mentioned lists duly certified by him, and taken from the poll books of the last preceding primary election, which he shall deliver to the succeeding primary election boards in the year Nineteen Hundred Ten and biennially hereafter, at least one day prior to the day of the primary election, and which lists together with the poll books of the primary election shall be returned to the said auditor in good condition within twenty-four hours after the primary election, to be preserved by him.

SEC. 8. Any person who has thus declared his party affiliation shall thereafter be listed on the poll books as a member of that political party, and such person while a resident of the same voting precinct need not declare his party affiliation at succeeding primary elections unless he desires to change his party affiliation. Any elector, who, having declared his party affiliation, desires to change the same, may, not less than ten days prior to the date of any primary election, file a written declaration with the county auditor stating his change of party affiliation, and the auditor shall enter a record of such change on the poll books of the last preceding primary election in the proper column opposite the voter's name and on the voting list. Any elector whose party affiliation has for any reason not been registered or any elector who has changed his residence to another precinct, or a first voter or citizen of this state casting his first vote in this state shall be entitled to vote at any subsequent primary election in the same manner and upon the same terms as provided in Section Seven (7) of this act, and the clerks of the primary election shall record his party affiliation and the county auditor shall add his name to the alphabetical list for use in subsequent primary elections as provided for in Section Seven (7) of this act.

SEC. 9. Each political party shall be entitled to have two party challengers present at each polling place, to be appointed by the respective party committeemen. Any judge or clerk of the primary election or any party challenger may challenge any voter upon the grounds mentioned in Section Eleven Hundred Fifteen (1115) of the Code and such challenge shall be determined as there provided. Any elector whose party affiliation has been recorded as provided by this act and who desires to change his party affiliation on the primary election day, shall be subject to challenge. If the person challenged insists that he is entitled to vote the ticket of the political party to which he has transferred his political affiliation and the challenge is not withdrawn, one of the judges shall tender to him the following oath: "You do solemnly swear (or affirm) that you have in good faith changed your party affiliation to and desire to be a member of the \_\_\_\_\_ party." And if he take such oath he shall thereupon be given a ticket of such political party and the clerks of the primary election shall change his enrollment of party affiliation accordingly.

SEC. 10. No candidate for an elective county office shall have his name printed upon the official primary ballot of his party unless at least thirty days prior to the day fixed for holding the primary election a nomination paper shall have been filed in his behalf in the office of the county auditor; and no candidate for nomination for an elective state office, or for Representative in the Congress of the United States, or member of the General Assembly shall have his name printed upon the official primary ballot of his party unless at least forty days prior to such primary election a nomination paper shall have been filed in his behalf in the office of the Secretary of State; and no member of a political party desiring or intending to be a candidate for the office of Senator in the Congress of the United States, or a candidate for the office of elector of the President and Vice-President of the United States, shall have his name printed upon the official primary ballot of his party in any election precinct unless at least forty days prior to such primary election a nomination paper shall have been filed in his behalf in the office of the Secretary of State. A candidate for an office to be filled by the voters of any sub-division of a county shall not be required to file any nomination paper or papers. All nomination papers shall be in substantially the following form:

"I, the undersigned, a qualified elector of ..... County, and State of Iowa, and a member of the ..... party, hereby nominate ..... of ..... County, State of Iowa, who has affiliated with and is a member of the ..... party, as a candidate for the office of ..... to be voted for at the primary election to be held in June, 19....," and shall consist of sheets of uniform size about 8½ by 12 inches. No signatures shall be counted unless they are on sheets each having such form written or printed at the top thereof. Each signer of a nomination paper shall sign but one such nomination paper for the same office, except where more than one officer to be elected to the same office, in which case he may sign as many nomination papers as there are officers to be elected, and only one candidate shall be petitioned for or nominated in the same nomination paper. Each signer of a nomination paper shall add his residence with street and number, if any, and the date of signing. For all nominations, all signers of each separate part of a nomination paper shall reside in the same county. When more than one sheet is used for any nomination paper, the sheets shall be laid one upon the other and neatly, evenly, and securely fastened together before filing, and shall be considered as one nomination paper only. A nomination paper, when filed, shall not be withdrawn nor added to, nor any signature thereon revoked.

The affidavit of a qualified elector shall be appended to each such nomination paper, or papers, if more than one for any candidate, stating that he is personally acquainted with all the persons who have signed the name; that he knows them to be electors of that county and believes them to be affiliated with the party named therein; that he knows that they signed the same with full knowledge of the contents thereof; that their respective residences are truly stated therein; and that each signer signed the same on the date stated opposite his name.

but such affidavit shall not be made by the candidate. Each and every candidate shall make and file his affidavit stating that he is eligible to the office for the township, county, district or state in which he is and will be a bona fide candidate for nomination for said office, and shall file such affidavit with the said nomination paper or papers, when such paper or papers are required. If no such paper or papers are required, then he shall file such affidavit alone, with the county auditor, at least thirty days prior to such primary election, and the filing of such affidavit shall entitle such candidate to have his name printed on the official primary ballot of his party. Such affidavit shall be in form and substance as follows:

I, ....., being duly sworn, say that I reside at ..... street, ..... (city or town), ..... County, in the State of Iowa; that I am eligible to the office for which I am a candidate, and that the political party with which I affiliate is the ..... party; that I am a ..... and a candidate for nomination to the office of ..... to be made at the primary election to be held in June, 19.., and hereby request that my name be printed upon the official primary ballot as provided by law, as a candidate of the ..... party. I furthermore declare that if I am nominated and elected I will qualify as such officer.

(Signed) .....

Subscribed and sworn to (or affirmed) before me.....  
by.....on this.....day of....., 19....

.....  
The nomination papers above required shall be signed as follows:

(1) If for a state office, United States Senator, or elector at large, by at least one per centum of the voters of the party (as shown by the returns of the last general election) of such candidates, in each of at least ten counties of the state, and in the aggregate not less than one-half of one per centum of the total vote of his party in the state, as shown by the last general election.

(2) If for a Representative in Congress, District Elector, or Senator in the General Assembly in districts composed of more than one county, by at least two per centum of the voters of his party, as shown by the last general election, in at least one-half of the counties of the district, and in the aggregate not less than one per centum of the total vote of his party in such district, as shown by the last general election.

(3) If for an office to be filled by the voters of the county, by at least two per centum of the party vote in the county, as shown by the last general election.

In each of the above cases, the vote to be taken for the purpose of computing the percentage shall be the vote cast for the head of the ticket.

SEC. 11. The Secretary of State shall cause to be printed and keep on hand a sufficient quantity of nomination paper blanks in form as provided for in this act and shall furnish the same on application to any qualified elector in the state desiring to petition for the nomination of any candidate, or to a person who intends to be a candidate, for

any office whose nomination paper is required to be filed in his office; and the county auditor of each county shall likewise cause to be printed and keep on hand a sufficient quantity of such nomination paper blanks and furnish the same on application to any qualified elector in his county desiring to petition for the nomination of any candidate, or to a person who intends to be a candidate, for any office whose nomination paper is required to be filed in his office.

SEC. 12. At least thirty days before any such primary election, the Secretary of the State shall transmit to each county auditor a certified list containing the name and postoffice address of each person for whom a nomination paper has been filed in his office, in accordance with the provisions of Section Ten (10) of this act and entitled to be voted for at such primary election by the voters of such county, together with a designation of the office for which he is a candidate, and the party from which he seeks a nomination. Such auditor shall forthwith upon receipt thereof, publish, under the proper party designation, the title of each office to be filed, the names and addresses of all persons for whom proper nomination papers have been duly filed, both in his own office and in the office of the Secretary of State, giving the name and address of each, the date of the primary, the hours during which the polls will be open, and that the primary will be held in the regular polling place in each precinct. It shall be the duty of said auditor to publish said notice once each week for two consecutive weeks prior to the said primary election. He shall also forthwith mail four copies of such notice to each city, town, and township clerk of the county, who shall immediately post three of said copies in three public places in each precinct of his township, town or city, designating therein the location of the polling booth in each election precinct. Every publication required in this act shall be made in at least two and not to exceed four newspapers of general circulation in such county. One of such newspapers shall represent the political party which cast the largest vote in such county at the last preceding general election, and one of such newspapers shall represent the political party which cast the next largest vote in such county at said general election. In any case where the publication of a notice can not be made as hereinbefore required, it may be made in any newspaper having a general circulation in the county in which the notice is required to be published.

SEC. 13. The names of the candidates of each political party for nomination for the several offices and blank spaces for delegates to the county convention and for party committeemen shall be printed in black ink on separate sheets of paper uniform in color, quality, texture and size, with the name of the political party printed at the head of said ballots, which ballots shall be prepared by the county auditor in the same manner as for a general election. The names of candidates on all primary election ballots shall be arranged alphabetically according to surnames for each office.

SEC. 14. The official primary election ballot shall be prepared, arranged and printed substantially in the following form:

.....PRIMARY ELECTION BALLOT

(Name of Party.)

of

.....Township or precinct, .....Ward,  
City or Town of....., County of.....  
State of Iowa.

Primary election held on the.....day of June, 19.....

FOR UNITED STATES SENATOR.

(Vote for one.)

William K. Brown.

J. R. Wayne.

FOR GOVERNOR.

(Vote for one.)

Howard Collins.

William Longley.

(Followed by other elective state and district officers in order.)

FOR COUNTY AUDITOR.

(Vote for one.)

William Strong.

Robert Thompson.

(Followed by other elective county officers in order.)

FOR DELEGATES TO COUNTY CONVENTION.

(Vote for.....)

.....

.....

.....

.....

.....

FOR TOWNSHIP CLERK.

(Vote for one.)

- John H. Black.
- Joseph Raymond.
- 

FOR TOWNSHIP TRUSTEES.

(Vote for two.)

- Clarence Foster.
- William Jones.
- H. S. Wilson.
- 

(Followed by other elective township officers in order.)

FOR PARTY COMMITTEEMAN.

(Vote for one.)

- 

SEC. 15. The county auditor of each county shall, at least fifteen days preceding the primary election, cause to be printed sample ballots of each political party and the words "Sample Ballots," shall be printed near the top thereof in large capital letters, and immediately thereafter shall mail one of such sample ballots to each candidate who is entitled to have his name printed on the official primary ballot of any party in any precinct in his county to the postoffice address of such candidate as given in his nomination paper, or affidavit, as the case may be, filed in the auditor's office, or as certified to him by the Secretary of State, and one to the chairman of the county central committee, if any, of each political party in his county to his usual postoffice address as known to the auditor, or as ascertained by him; and such auditor shall correct any errors and omissions brought to his knowledge prior to the printing of the official ballots.

SEC. 16. All necessary election supplies, including poll books as provided by law, for the general election, together with a sufficient number of official primary ballots of each party, shall be furnished for the primary election board for each precinct by the county auditor, and such poll books shall contain blank spaces for the names of the candidates of the several parties for the different offices to be written in, and blank spaces for entering by the clerks the names of the electors voting at said primary election; and upon the pages provided for entering the names of said voters there shall be ruled spaces for the

listing of the names of said voters and for the designation of the party ticket voted by said elector in manner and form substantially as follows:

| No. | Name            | Republican | Democrat | Prohibitionist | Socialist |
|-----|-----------------|------------|----------|----------------|-----------|
| 1   | James Smith.... | X          |          |                |           |
| 2   | Tom Jones.....  | .....      | X        |                |           |
| 3   | Dan Brown.....  | .....      | .....    | X              |           |
| 4   | George White... | .....      | .....    | .....          | X         |

It shall be the duty of the clerks of the primary election when entering the name of a voter to place in the poll books a cross thus (X) in the column designating the party ticket which was given to said voter upon his application for a ticket.

SEC. 17. Upon the closing of the polls the clerks and judges shall immediately open the ballot box and proceed to take therefrom the ballots. Said officers shall count the number of ballots cast for each party, at the same time bunching the tickets cast for each party, in separate piles. As soon as the clerks and judges shall have sorted the ballots of each party, separately, they shall take the tally sheets provided in the poll books and shall count all the ballots for each party separately until the count is completed, and shall certify to the number of votes cast for each candidate for each office upon the ticket of each party. After all have been counted and certified to by the clerks and judges, they shall seal the ballots cast by each of the parties in separate envelopes, on the outside of which shall be printed or written the names of that party's candidates for the different offices, and opposite each candidate's name shall be placed the number of votes cast for such candidate in said precinct, and then seal the envelopes containing the votes of the different political parties, in one large envelope, on the outside of which, or on a paper attached thereto, shall be printed or written, in perpendicular columns, the names of the several political parties with the names of the candidates for the different offices under their respective party headings, and opposite each candidate's name shall be placed the number of votes cast for such candidate in said precinct, and at the bottom the total vote cast by each political party in said precinct, and such envelopes shall be returned to the county auditor, who shall carefully preserve the same in said condition and deliver them to the county board of canvassers. But any elector of the county shall have the right, before the day fixed for canvassing the returns, to ascertain the vote cast for any candidate in any precinct in the county, as shown on the outside of the large envelope.

Said judges of election shall deliver the returns so made, together with the poll books, including tally sheets and certificates of the judges and clerks written thereon, to the county auditor within twenty-four hours after the primary election has closed; and if the returns from any precinct be not so delivered within the said time, the county auditor shall forthwith send a messenger for any such missing returns, and said messenger shall be paid, as provided by law, for the general election.

SEC. 18. Any candidate, whose name appears upon the official primary ballot of any voting precinct, may require the board of supervisors of the county in which such precinct is situated to recount the ballots cast in any such precinct, at the time fixed for canvassing the returns of the judges of election, by filing with the county auditor not later than the day before such meeting, a showing, duly sworn to by any such candidate, that fraud was committed, or error or mistake was made, in counting or returning the votes cast in any such precinct. The showing must be specific and from it there must appear reasonable ground to believe that a recount of the ballots would produce a result different from the returns made by the judges. If such showing is made to the satisfaction of the board, thereupon the board shall recount the ballots cast in any such precinct, as to all candidates, including persons voted for for delegates and party committeeman, and make up a new return which in all subsequent proceedings shall be substituted for the returns of the judges of election for the precinct. The action of the board shall be final and no other contest of any kind shall be permitted. If a recount of the ballots of any precinct produces a result different from the returns of the judges with respect to delegates or party committeeman, the county auditor shall make or correct his certified list thereof to the chairman of the respective party central committees for the county accordingly. The term "candidate" as used in this section shall include and apply to persons voted for for delegates and party committeeman.

SEC. 19. On Tuesday next following the primary election in June, the board of supervisors shall meet, open and canvass the returns from each voting precinct in the county, and make abstracts thereof, stating in words written at length the number of ballots cast in the county by each political party, separately, for each office, the name of each person voted for and the number of votes given to each person for each different office and shall sign and certify thereto and file the same with the county auditor.

Such canvass and certificate shall be final as to all candidates for nomination to any elective county office or office of subdivision of a county; and the candidate or candidates of each political party for each office having received the highest number of votes, provided he received not less than thirty-five per centum of all the votes cast by the party for such office, and the candidate of each political party for an office of any subdivision of a county receiving the highest number of votes shall be duly and legally nominated as the candidate of his party for such office and entitled to have his name printed on the official ballot to be voted at the general election without other certificate, and the board shall prepare and certify a list of the candidates of each party so nominated, separately, and deliver to the chairman of each party central committee for the county a copy of the list of candidates nominated by the party he represents; and shall also prepare, certify and deliver to such chairman a list of the offices for which no candidate of his party was nominated, together with the names of the several candidates for each of such offices voted for at the primary election and the number of votes received by each of such candidates.

SEC. 20. The county board of canvassers shall also make a separate abstract of the canvass as to the following offices and certify to the same and forthwith forward it to the Secretary of State, viz.:

United States Senator.

Electors of the President and Vice-President of the United States.

All state offices, except Judges of the Supreme, District and Superior Courts.

Representative in Congress.

Senators and Representatives in the General Assembly.

SEC. 21. When the canvass is concluded, the board shall deliver the original returns to the auditor, who shall file the same and record each of the abstracts above mentioned in the election book.

SEC. 22. On the third Monday after the June primary election, the executive council shall meet as a canvassing board, and open and canvass the abstract returns received from each county in the state. If returns are not received from all the counties, the Secretary of State shall immediately send a messenger after the abstract returns and the board may adjourn from day to day until they are received.

The board shall make an abstract of its canvass, stating in words written at length, the number of ballots cast by each political party, separately, for each office designated in Section Twenty (20) hereof, the names of all the persons voted for, and the number of votes received by each person for each office, and shall sign and certify thereto. Such canvass and certificate shall be final as to all candidates named therein; and the candidate of each political party for each office to be filled by vote of the people having received the highest number of votes in the state or district of the state, as the case may be, provided he received not less than thirty-five per centum of all the votes cast by the party for such office, shall be duly and legally nominated as the candidate of his party for such office and entitled to have his name printed on the official ballot to be voted at the general election without other certificate; and the board shall prepare and certify a list of the candidates of each party so nominated, separately, and deliver to the chairman of each party central committee for the state a copy of the list of candidates nominated by the party he represents; and shall also prepare, certify and deliver to such chairman a list of the offices for which no candidate of his party was nominated, together with the names of the several candidates for each of such offices voted for at the primary election and the number of votes received by each of such candidates.

SEC. 23. When the canvass is concluded, the board shall deliver the original abstract returns to the Secretary of State, who shall file the same in his office and record the abstracts of the canvass of the state board and certificates attached thereto in the book kept by him known as the election book; and not less than fifteen days before the general election he shall certify to the auditor of each county, under separate party headings, the name of each person nominated as shown by the official canvass made by the executive council, his place of residence, the office to which he is nominated, and the order in which the tickets of the several political parties shall appear on the official ballot. Should a vacancy in the nominations occur and be filled after such certificate

has been forwarded, a like certificate shall at once be made and sent to the proper officer together with a statement showing the reason for its subsequent issue.

SEC. 24. In case of a tie vote resulting in no nomination for any office, or election of delegates or party committeeman, the tie shall forthwith be determined by lot by the board of canvassers, or judges of election, as the case may be. Vacancies occurring after the holding of any primary election occasioned by death, withdrawal or change of residence of any candidate, or from any other cause, shall be filled by the party committee for the county, district, or state, as the case may be, representing the party in which the vacancy nomination occurs.

SEC. 25. In each county there shall be held in each year in which a general election in November is to take place a county convention of each political party. Said county convention shall be composed of delegates elected at the last preceding primary election, and shall be held on the second Saturday following the primary election, convening at 2:00 o'clock p. m. The number of delegates from each voting precinct shall be determined by a ratio adopted by the respective party county central committees, and shall be thus determined and a statement designating the number from each voting precinct in the county filed in the office of the county auditor at least thirty days before the primary election; if not so done, the auditor shall fix the number. The requisite number of names of candidates of his choice for delegates to the county convention to which each precinct is entitled shall be written, or pasted with uniform white pasters, on the blank lines upon the ballot by the voter while in the booth, or by some one designated by a voter unable to write, after the ballots are received and before they are deposited, and the requisite number of persons from each precinct who receive the highest number of votes shall be the delegates from the precinct to the county convention. One member of the county central committee for each political party from each precinct shall be elected in the same manner in which delegates are selected. His term of office shall begin on the day of the county convention and immediately following the adjournment thereof and shall continue for two years and until his successor is elected and qualified, unless such committeeman shall be removed by the county central committee for inattention to the duties of his position, incompetency or failure to support the ticket nominated by the party which elected him to such position. Returns shall be made by the judges of election respecting delegates and members of the county central committee in the same manner as for other offices, except that the judges of election shall canvass the returns as to delegates and members of the county central committee, and certify the result to the auditor with the returns. The auditor shall, immediately after such returns are filed, notify the delegates and members of the county central committee who have thus been elected, of their election, and of the time and place of holding the county convention, and shall on the second Thursday following the primary election, deliver a certified list thereof to the chairmen of the respective party central committees for the county. When the delegates, or a majority thereof, thus elected shall have assembled in the county convention at the time herein prescribed and at the county

seat the convention shall be called to order by the chairman of the county central committee, who shall present the certified list of delegates and members of the county central committee. If any precinct shall not be fully represented, the delegates present from such precinct shall cast the full vote thereof, but there shall be no proxies. The said county convention shall make nomination of candidates for the party for any county office where no candidate for such office has been nominated at the preceding primary election as shown by the canvass of the votes provided for in Section Nineteen (19) hereof and shall select delegates to the next ensuing state and district conventions of that year, upon such ratio of representation as may be determined by the party organization for the state, district or districts, as the case may be, but no delegates shall be so selected to any of the district conventions referred to in Section Twenty-six (26) of this act, except judicial conventions, unless a call therefor has been issued and published as there provided. The said county convention shall also elect a member of the party central committee for the senatorial, judicial, and congressional districts composed of more than one county.

Sec. 26. In any senatorial, judicial, or congressional district composed of more than one county, in any year in which a Senator in the General Assembly, a Judge of the District Court, or a Representative in the Congress of the United States, is to be elected, a senatorial or congressional convention may be held, and a judicial convention shall be held by each political party participating in the primary election of that year. Not less than ten days and not more than sixty days before the day fixed for holding the county convention a call for such senatorial, judicial and congressional convention to be held shall be issued by the party central committee for any such district and published in at least one newspaper of general circulation of each county composing any such district and which call shall state among other things the number of delegates each county of the district shall be entitled to and the time and place of holding the convention. Any such call shall be signed by the chairman of the party central committee for any such district, and be filed by him with the county auditor not less than five days before the county convention and the county auditor shall attach a true copy thereof to the certified list of delegates required to be delivered by him to the chairmen of the respective party county central committees.

No such district convention shall be held earlier than the first Thursday or later than the fifth Thursday following the county convention.

The convention when organized shall make nominations of candidates for the party for any such district office when no candidate for such office has been nominated at the preceding primary election as shown by the canvass of the votes provided for in Section Twenty-two (22) hereof.

The organization of and procedure in any such district convention shall be the same as in the state convention. Such district conventions may adopt party platforms and transact such other business as may properly be brought before them.

Sec. 27. A state convention of each political party composed of delegates chosen in the manner herein provided, shall be held not earlier

than the third Thursday and not later than the fifth Thursday following the primary election in the year Nineteen Hundred Eight, and biennially thereafter, convening at such time and place as may be determined upon by the party organization. The convention shall be called to order by the chairman of the state central committee, who shall thereupon present the list of delegates, as certified by the various county conventions, and effect a temporary organization. If any county shall not be fully represented, the delegates present from such county shall cast the full vote thereof, but there shall be no proxies. Such convention when permanently organized shall formulate and adopt the state platform of the party it represents, and shall make nominations of candidates for the party for any state office when no candidate for such office has been nominated at the preceding primary election as shown by the canvass of the votes provided for in Section Twenty-two (22) hereof.

It shall also elect a state central committee consisting of not less than one member from each congressional district and transact such other business as may properly be brought before it. The state central committee elected at said state convention may organize at pleasure for political work as is usual and customary with such committees and shall continue to act until succeeded by another committee duly elected.

SEC. 28. The regularly organized political committees of each party as at present or hereafter constituted may continue to act until supplanted by the committees elected under the provisions of this act.

SEC. 29. Nothing contained in this act shall be construed so as to prohibit nomination of candidates for office by petition as now authorized by law; but no person so nominated shall be permitted to use the name of any political party authorized or entitled under this act to nominate a ticket by primary vote or that has nominated a ticket by primary vote under the provisions of this act.

SEC. 30. This act shall not apply to special elections to fill vacancies.

SEC. 31. Any party committeeman or any primary election or other public officer upon whom a duty is imposed by this act or by acts herein made applicable to primary elections, who shall willfully neglect to perform any such duty, or who shall willfully perform it in such a way as to hinder the objects thereof, or shall disclose to anyone, except as may be ordered by any court of justice, the contents of any ballot or any part thereof, as to the manner in which the same may have been voted, shall be punished by a fine not less than one hundred dollars nor more than one thousand dollars, or by imprisonment in the penitentiary not to exceed five years, or by both such fine and imprisonment.

SEC. 32. Any person who shall agree to perform any services in the interest of any candidate in consideration of any money or other valuable thing, or who shall accept any money or other valuable thing for such services performed in the interest of any candidate, or any person paying or offering to pay or giving or offering to give money or other valuable things for such services, shall be punished by a fine of not more than three hundred dollars, or by imprisonment in the county jail not exceeding ninety days. But nothing herein shall be construed to prohibit any person from making contracts in good faith for the announcement of his candidacy in the newspapers and for securing the

names of voters required to file preliminary nomination papers and the payment of any reasonable compensation for such services.

SEC. 33. Any person offering or giving a bribe, either in money or other consideration, to any elector for the purpose of influencing his vote at any primary election, or any elector entitled to vote at such primary election receiving and accepting such bribe; any person making false answer to any of the provisions of this act relative to his qualifications and party affiliation; any person wilfully voting or offering to vote at a primary election who has not been a resident of this state for six months next preceding said primary election; or who, at the primary election is not twenty-one years of age, or is not a citizen of the United States; or knowing himself not to be a qualified elector of such precinct where he offers to vote; or any person violating any of the provisions of this act, or of any provisions of the code as may be hereto applied, and any person knowingly procuring, aiding or abetting such violation, shall be deemed guilty of a misdemeanor, and, upon conviction, shall be fined not less than one hundred dollars nor more than five hundred dollars, or be imprisoned in the county jail not less than thirty days nor more than six months.

SEC. 34. Chapter Forty (40) of the laws of the Thirtieth General Assembly, relating to primary elections; and Chapters forty-five (45) and forty-six (46) of the laws of the Thirty-first General Assembly, relating to primary elections, are hereby repealed.

SEC. 35. The provisions of this act shall, so far as applicable, govern the nominations of candidates by political parties for all offices to be filled by a direct vote of the people in cities of the first class.

The duties devolving upon the county auditor, by the foregoing provisions of this act, shall, in municipal elections, devolve upon the city auditor, and the duties devolving upon the board of supervisors by the foregoing provisions of this act, devolve upon the city council, which shall meet to perform said duties within two days next following the primary election. The date of the municipal primary election shall be the last Monday in February of each year in which a municipal election is held in said cities, after the year 1907, and the percentage of voters signing petitions required for printing the name of a candidate upon the official primary ballot shall be the same as is required of a candidate for a county office and shall be based upon the vote cast for mayor by the respective parties in the preceding city election.

The names of candidates for ward aldermen, for city precinct committeemen and for delegates to the city convention, shall not be printed upon the official primary ballot but in each case a blank line or lines shall be provided therefor. A plurality shall nominate the party candidate for aldermen and a plurality shall elect the precinct committeemen and delegates to the city convention.

Read first and second time and passed on file.

On request of Darrah of Lucas, the consideration of Senate File No. 280 was made a special order for 2 o'clock Thursday afternoon, March 21.

## CONSIDERATION OF BILLS.

On motion of Weeks of Guthrie, House File No. 396, a bill for an act defining bucket shops and bucket shopping, making it a crime to maintain and operate the same and providing penalties for so doing, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bauman, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lister, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—83.

The nays were:

Balluff—1.

Absent or not voting:

Bascom, Beery, Bergeson, Cassady, Conn, Darrah, Feely, Fenn, Geneva, Hanna, Harding, Kellogg, Koontz, Lee, Lowrey, McElrath, Miller of Bremer, Moore, Price, Sparks, Springer, Stoltenberg, Sullivan, Wolfe—24.

So the bill passed and the title was agreed to.

On motion of Flugum of Winnebago, House File No. 290, a bill for an act for the better protection of farm lands from the infection of fowl seeds and to require railroad and railway corporations to cut, burn or otherwise entirely destroy certain noxious

weeds growing upon the right of way, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Calkins, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Kull, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, Wilson, Youde, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Balluff, Bascom, Beery, Brandes, Cassady, Clary, Feely, Fenn, Geneva, Harding, Kelley, Kellogg, Koontz, Lee, Lowrey, Meredith, Miller of Bremer, Sheldon, Smith, Weeks, White, Wolfe—22.

So the bill passed and the title was agreed to.

On motion of White of Story, House File No. 403, a bill for an act to enlarge the powers and further define the duties of the Board of Railroad Commissioners, with report of committee recommending passage as amended, was taken up and considered.

Committee amendments were not adopted.

White of Story moved to amend House File No. 403 by striking out all of Section Two (2) after the comma following the word "done" in line three, and adding the following:

"To present the facts involved in such discrimination to the Inter-State Commerce Commission, together with an appeal to it for relief, and thereafter, if deemed necessary, by said Board of Railroad Commissioners, they shall prosecute any charge or charges growing out of any such discriminations at the expense of the State, before said Inter-State Commerce Commission."

Amendment adopted.

Swift of Shelby in the chair.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bauman, Beery, Bixby, Blackmore, Brandes, Clarke, Conn, Corrie, Cottrell, Daffrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Flugum, Fox, Greenwood, Grier, Hambleton, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde—85.

The nays were:

None.

Absent or not voting:

Balluff, Bascom, Bergeson, Bonwell, Calkins, Cassady, Clary, Feely, Fenn, Geneva, Hackler, Hanna, Harding, Heles, Kellew, Koontz, Lee, Meredith, Miller of Bremer, Sparks, Sullivan, Wolfe, Mr. Speaker—23.

So the bill passed and the title was agreed to.

On motion of Conn of Butler, House File No. 362, a bill for an act repealing Sections Twenty-one Hundred and Sixty-five (2165) and Twenty-one Hundred and Sixty-six (2166) of the Code, and enacting a substitute therefor, pertaining to express com-

panies, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Felt, Flugum, Fox, Greenwood, Grier, Hambleton, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Baird, Bascom, Cassady, Clary, Dow, Feay, Feely, Fenn, Geneva, Hackler, Hanna, Hanson, Harding, Koontz, Lee, Meredith, Miller of Bremer, Sparks, Wolfe—19.

So the bill passed and the title was agreed to.

On motion of Clarke of Jefferson, House File No. 298, a bill for an act to amend Chapter Twenty-two (22) of the laws of the Thirty-first General Assembly, relating to the construction of hospitals, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Balluff, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Calkins, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Greenwood, Grier, Hambleton, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Kendall, Kull, McAllister, McDonald, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Welden, White, Youde, Mr. Speaker—70.

The nays were:

Flugum, Weeks—2.

Absent or not voting:

Anderson, Baird, Bascom, Bonwell, Cassady, Clary, Dewell, Feay, Feely, Felt, Fenn, Fox, Geneva, Hackler, Hanna, Harding, Inman, Jones, Kelley, Kellogg, Koontz, Lee, Lister, Lowrey, McElrath, Maben, Meredith, Miller of Bremer, Price, Sheldon, Smith, Sparks, Springer, Webster, Wilson, Wolfe—36.

So the bill passed.

Pierce of Buena Vista moved to amend the title to House File No. 298 by inserting in the first line thereof, after the word "amend," the words "the law as it appears in" and by inserting in the second line after the word "construction" the words "and maintenance."

Amendments adopted and title, as amended, agreed to.

On motion of Elliott of Page, House File No. 424, a bill for an act to prevent the throwing or depositing of drugs or medicines as sample or otherwise in private or public places, with report of committee recommending passage, was taken up and considered.

Elliott of Page moved to amend House File No. 424 by striking out the word "other" in line one of Section Two (2) of the printed bill, and to insert after the word "firm" in line one of Section Two (2) the word "company."

Amendment adopted.

Cottrell of Plymouth moved to amend House File No. 424 by adding after the word "deposit" in line two of Section Two (2) of the printed bill the words "any sample of."

Amendment adopted.

Kelley of Polk moved to amend House File No. 424 by inserting after the word "medicine" in line three of Section One (1) of the printed bill the words "any sample of."

Amendment lost.

Elliott of Page moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Balluff, Bauman, Beery, Bixby, Bonwell, Calkins, Clarke, Conn, Cottrell, Darrah, DeMar, Dodds, Doran, Dunn, Dye of Decatur, Earle, Elliott, Flugum, Fox, Grier, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, McAllister, McDonald, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Springer, Stewart, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—67.

The nays were:

Bergeson, Brandes, Dewell, Dow, Dye of Pottawattamie, Felt, Miller of Bremer, Price, Reitz, Sheldon, Smith—11.

Absent or not voting:

Anderson, Baird, Bascom, Blackmore, Cassady, Clary, Corrie, Drury, Feay, Feely, Fenn, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Lee, Lowrey, McElrath, Maben, Mann, Meredith, Schroeder, Sparks, Stillman, Swift, Wolfe—30.

So the bill passed and the title was agreed to.

On motion of Clarke of Jefferson, House File No. 45, a bill for an act to safeguard the public health by regulating the manu-

facture and sale of patent and proprietary medicines and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Clarke of Jefferson moved to amend House File No. 45, by striking out the word "professional" in line one, third paragraph of Section Three (3) and to insert the word "professed" in lieu thereof, and to insert after the comma in the last line of paragraph one of Section Four (4) the words "a drug," and to strike out the word "quality" in line four of the third paragraph of Section Four (4) and to insert the word "quantity" in lieu thereof.

Amendment adopted.

Miller of Bremer moved to amend House File No. 45 by inserting after the word "person" the word "doctor" in line one of Section One (1) of the bill as printed in the Journal.

Amendment adopted.

Sparks of Wapello moved to amend House File No. 45 by adding to Section Eight (8) the following:

That no dealer shall be prosecuted under the provisions of this act when he can establish a guaranty signed by the wholesaler, jobber, manufacturer, or other party residing in this State, from whom he purchases such articles, to the effect that the same is not adulterated or misbranded within the meaning of this act, designating it. Said guaranty, to afford protection, shall contain the name and address of the party or parties making the sale of such articles to such dealer, and in such case said party or parties shall be amenable to the prosecutions, fines, and other penalties which would attach, in due course, to the dealer under the provisions of this act.

Amendment lost.

Moore of Linn moved to amend House File No. 45 by striking out the words and figures "nineteen hundred and eight (1908)" in Section Eight (8) of the bill as printed in the Journal and to insert in lieu thereof the words and figures "nineteen hundred and nine (1909)."

Jewell of Winneshiek proposed a substitute amendment to House File No. 45 by striking out the word "January" in Section Eight (8) and to insert the word "July" in lieu thereof.

Substitute amendment lost.

Original amendment adopted.

Sparks of Wapello moved to amend House File No. 45 by striking out the words "State Food and Dairy Commissioner" wherever they appear in the bill and inserting in lieu thereof the words "State Pharmacy Commission."

Amendment lost.

Clarke of Jefferson moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Arney, Bixby, Blackmore, Bonwell, Clarke, Cottrell, Darrah, DeMar, Dodds, Drury, Dunn, Dye of Decatur, Earle, Elliott, Flugum, Fox, Grier, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Jones, Lister, McDonald, Marston, Mason, Mercer, Miller of Dubuque, Morris, Paul, Pierce, Ritter, Shaffer, Smith, Sparks, Stillman, Sullivan, Teter, Van Houten, Webster, Weeks, Welden, Youde, Mr. Speaker—48.

The nays were:

Anderson Bauman, Bergeson, Calkins, Conn, Corrie, Doran, Dow, Dye of Pottawattamie, Hambleton, Kellogg, Kendall, Lowrey, McAllister, Mabey, Mann, Miller of Bremer, Moore, Nix, Offill, Price, Reaney, Schoenenberger, Schroeder, Schulte, Sheldon, Sidey, Springer, Stewart, Swan, Swift—33.

Absent or not voting:

Allred, Baird, Balluff, Bascom, Beery, Brandes, Cassady, Clary, Dewell, Feay, Feely, Felt, Fenn, Geneva, Greenwood, Hackler, Harding, Inman, Koontz, Kull, Lee, McElrath, Meredith, Stoltenberg, White, Wolfe—26.

So the bill having failed to receive a constitutional majority was declared lost.

#### EXPLANATION OF VOTE.

I vote "no" on House File No. 45, because I believe if the National law covers the same subject in the same way that is sufficient.

E. J. SIDNEY.

On motion of White of Story, House File No. 282, a bill for an act to repeal Sections Two Thousand One Hundred and Fifty-three (2153) and Two Thousand One Hundred and Fifty-five (2155) of the Code, relating to joint freight rates over two or more connecting lines of railway between points within this State, and to enact substitutes therefor, with report of committee recommending passage as amended by substitute, was taken up, considered, and substitute amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Calkins, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—91.

The nays were:

None.

Absent or not voting:

Arney, Bonwell, Cassady, Conn, Earle, Fenn, Geneva, Hanna, Harding, Kellogg, Lowrey, Marston, Mason, Schroeder, Sheldon, Sparks, Sullivan—17.

So the bill passed.

White of Story moved to amend the title to House File No. 282 by adding after the word "State" the words "and relating to the powers and duties of the Board of Railroad Commissioners."

Amendment adopted and title, as amended, agreed to.

On motion of Teter of Marion, House File No. 18, a bill for an act to repeal Section Three Thousand One Hundred and Thirty-five (3135) of the Code, relative to the liability of common carriers for damages occasioned to baggage or other property belonging to travelers, and to enact a substitute therefor, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Flugum, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Hume, Inman, Kelley, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Mercer, Miller of Dubuque, Morris, Nix, Offill, Paul, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—77.

The nays were:

Drury—1.

Absent or not voting:

Balluff, Bascom, Cassady, Clary, Darrah, Fenn, Fox, Geneva, Greenwood, Grier, Harding, Holmes, Jewell, Jones, Kellogg, Lee, Lister, Maben, Meredith, Miller of Bremer, Moore, Pierce, Price, Sheldon, Sparks, Springer, Stoltenberg, Sullivan, Wolfe—29.

So the bill passed and the title was agreed to.

On motion of Earle of Allamakee, House File No. 426, a bill for an act to encourage the propagation of Mongolian, ring neck, English and Chinese pheasants, and to prohibit the killing thereof, with report of committee recommending passage, was taken up and considered.

Earle of Allamakee moved to amend House File No. 426 by inserting after Section One (1) the following:

SEC. 2. Any person violating the provisions of this act shall upon conviction thereof be fined not to exceed one hundred dollars or imprisonment in the county jail not to exceed thirty days.

Amendment adopted.

Teter of Marion moved to amend House File No. 426 by striking out Section Three (3), being the publication clause.

Amendment adopted.

Earle of Allamakee moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Calkins, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hambleton, Hanna, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Arney, Bascom, Brandes, Cassady, Clary, Conn, Dodds, Dye of Pottawattamie, Elliott, Geneva, Hackler, Hanson, Harding, Jewell,

Kellogg, Lee, Marston, Meredith, Miller of Bremer, Sparks, Stillman, Wolfe—22.

So the bill passed and the title was agreed to.

MOTIONS TO RECONSIDER.

The following motions to reconsider were filed:

MR. SPEAKER—I move to reconsider the vote by which House File No. 45 failed to pass the House and by which it passed to its third reading.

A. F. N. HAMBLETON.

I second the motion.

ERNEST R. MOORE.

MR. SPEAKER—I move to reconsider the vote by which House File No. 404 passed the House and by which it passed to its third reading.

H. C. BRANDES.

I second the motion.

WILLOUGHBY DYE.

The following explanation was filed:

I was excused from the House Chamber and was in attendance on the Committee on Contested Election when the roll was called on House Files No. 403, 290, 396, 362, and 18 and will say that had I been present I would have voted "aye" on each of them.

N. J. LEE.

On motion of Miller of Dubuque the House adjourned until 1:30 this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

On request of Miller of Dubuque, leave of absence was granted Sidey of Adair until Thursday.

REPORTS OF COMMITTEES ON ENROLLED BILLS.

Stillman of Greene, 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. 107, a bill for an act to repeal Section Eighteen Hundred and Sixty-nine (1869) of the Code, relating to pay of, and loans to, officers of State and savings banks, and to enact a substitute therefor.

Also:

House File No. 118, a bill for an act to amend Section Twenty-six Hundred and Two (2602) of the Code, relating to admission of persons to the Soldiers' Home.

Also:

House File No. 345, a bill for an act to amend the law as it appears in Section One Thousand Seven Hundred and Forty-three (1743) of the Supplement to the Code, relative to the removal of goods and merchandise covered by insurance.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 107, a bill for an act to repeal Section Eighteen Hundred and Sixty-nine (1869) of the Code, relating to pay of, and loans to, officers of State and savings banks, and to enact a substitute therefor.

Also:

House File No. 118, a bill for an act to amend Section Twenty-six Hundred and Two (2602) of the Code, relating to admission of persons to the Soldiers' Home.

Also:

House File No. 345, a bill for an act to amend the law as it appears in Section One Thousand Seven Hundred and Forty-three (1743) of the Supplement to the Code, relative to the removal of goods and merchandise covered by insurance.

Also:

Senate File No. 69, a bill for an act to amend the law as it appears in Section Thirty-five Hundred and Twenty-nine (3529) of the Supplement to the Code, relating to the service of original notice upon any corporation or person owning or operating any railway, or canal, steamboat or other river craft, or any telegraph, telephone, stage, coach, or car line, express company, or foreign corporation.

Also:

Senate File No. 300, a bill for an act to amend Section Four Hundred and Forty-eight (448) of the Code, relating to borrowing money for the erection of public buildings in counties having a population of forty thousand (40,000) or over.

Also:

Senate File No. 192, a bill for an act to amend Section Seven Hundred and Sixty-eight (768) of the Code, relating to vestibules on street cars, for the protection of employes operating such cars.

Also:

Senate File No. 183, a bill for an act providing for placing a statue in bronze of James Harlan, ex-Senator of Iowa, in the National Statuary Hall in the Capitol building of Washington, D. C., and appropriating money to pay therefor.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 107, a bill for an act to repeal Section Eighteen Hundred and Sixty-nine (1869) of the Code, relating to pay of, and loans to, officers of State and savings banks, and to enact a substitute therefor.

Also:

House File No. 118, a bill for an act to amend Section Twenty-six Hundred and Two (2602) of the Code, relating to admission of persons to the Soldiers' Home.

Also:

House File No. 345, a bill for an act to amend the law as it appears in Section One Thousand Seven Hundred and Forty-three (1743) of the Supplement to the Code, relative to the removal of goods and merchandise covered by insurance.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Unanimous consent having been given, the consideration of Special Order No. 12, House File No. 395, was deferred until 2 o'clock Thursday afternoon.

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, Senate Files No. 69, 300, 192 and 183, and House Files No. 107, 118 and 345.

#### CONSIDERATION OF BILLS.

On motion of Lee of Emmet, House File No. 385, a bill for an act to amend Section Twenty Hundred and Twenty-two (2022) of the Code, relating to cattle guards at private crossings of railways, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn, Cottrell, Darrah, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Flugum, Fox, Geneva, Greenwood, Hambleton, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Swan, Shaffer, Sparks, Springer, Stillman, Sullivan, Teter, Van Houten, Webster, Weeks, White, Wilson, Youde, Mr. Speaker—77.

The nays were:

Corrie, DeMar, Earle, Heles, Mercer, Price, Welden—7.

Absent or not voting:

Balluff, Cassady, Clary, Dewell, Dodds, Dunn, Fenn, Grier, Hackler, Hanna, Harding, Jewell, Meredith, Ofill, Schoenberger, Schroeder, Schulte, Sheldon, Sidey, Smith, Stewart, Stoltenberg, Swift, Wolfe—24.

So the bill passed and the title was agreed to.

On motion of Sparks of Wapello, House File No. 405, a bill for an act to amend Section Six Hundred Seventy-four (674) of the Supplement to the Code, relating to the compensation of assessors and deputies, with report of committee recommending passage, was taken up and considered.

Kelley of Polk moved to amend House File No. 405 by inserting after the word "annum" in the seventh line of Section One (1) the following:

Except that in cities having a population of seventy-five thousand (75,000) or over the compensation of the Assessor shall not be more than Two Thousand Dollars (\$2,000.00) per annum.

Amendment adopted.

Sparks of Wapello moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Hackler, Hanna, Hanson, Harvey, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Koontz, Kull, Lister, Lowrey, McElrath, Maben, Mann, Marston, Mason, Miller of Bremer, Morris, Nix, Pierce, Reaney, Schulte, Shaffer, Sheldon, Smith, Sparks, Springer, Stewart, Sullivan, Swift, Webster, Weeks, Welden, White, Wilson, Youde—72.

The nays were:

Baird, Calkins, Hambleton, Hickey, Kendall, McAllister, McDonald, Mercer, Miller of Dubuque, Moore, Paul, Price, Reitz, Ritter, Schoenenberger, Schroeder, Swan, Teter, Mr. Speaker—19.

Absent or not voting:

Cassady, Clary, Earle, Elliott, Greenwood, Grier, Harding, Heles, Jewell, Lee, Meredith, Ofill, Sidey, Stillman, Stoltenberg, Van Houten, Wolfe—17.

So the bill passed and the title was agreed to.

On motion of Earle of Allamakee, House File No. 389, a bill for an act amendatory of and additional to Chapter Fifteen (15) of the Code and Supplement to the Code, relative to the care and propagation of fish, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bauman, Beery, Berge-

son, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Cottrell, Darrah, DeMar, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Flugum, Fox, Geneva, Greenwood, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Inman, Jones, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Bascom, Cassady, Clary, Conn, Corrie, Dewell, Fenn, Grier, Hackler, Harding, Heles, Hume, Jewell, Kellogg, Lee, Meredith, Miller of Bremer, Offill, Price, Ritter, Sidey, Sparks, White, Wolfe—24.

So the bill passed and the title was agreed to.

On motion of Holmes of Kossuth, House File No. 425, a bill for an act to amend Section Five Hundred and Forty-three (543) of the Code, relating to the fees of county surveyors, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Arney, Baird, Balluff, Beery, Bergeson, Bixby, Blackmore, Clarke, Darrah, Doran, Dow, Dunn, Earle, Feay, Grier, Hanson, Holmes, Inman, Jones, Kelley, Koontz, Kull, Lister, McElrath, Maben, Marston, Mason, Mercer, Moore, Nix, Paul, Reaney, Schulte, Shaffer, Smith, Springer, Stewart, Sullivan, Swift, Webster, Weeks, Welden, White, Wilson—45.

The nays were:

Allred, Bauman, Bonwell, Brandes, Calkins, Conn, Cottrell, Dewell, Dodds, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Flugum, Geneva, Greenwood, Hambleton, Harvey, Hickey, Kendall, Lowrey, McAllister, McDonald, Mann, Miller of Dubuque, Pierce, Price, Reitz, Schoenenberger, Schroeder, Sheldon, Stillman, Stoltenberg, Swan, Teter, Youde, Mr. Speaker—37.

Absent or not voting:

Bascom, Cassady, Clary, Corrie, DeMar, Feely, Felt, Fenn, Fox, Hackler, Hanna, Harding, Heles, Hume, Jewell, Kellogg, Lee, Meredith Miller of Bremer, Morris, Ofill, Ritter, Sidey, Sparks, Van Houten, Wolfe—26.

So the bill having failed to receive a constitutional majority was declared lost.

On motion of Swan of Appanoose, House File No. 326, a bill for an act relating to telegraph operators and train dispatchers in the State of Iowa, and providing an eight hour day for such labor, and penalty for violation of said act, was taken up and considered.

Van Houten of Taylor moved to refer House File No. 326 to the Comimittee on Judiciary.

Motion prevailed, and the bill was so referred.

On motion of DeMar of Davis, House File No. 358, a bill for an act to amend Section Twenty-seven Hundred and Seventy-one (2771) of the Supplement to the Code, relative to the filling of vacancies on the school board, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bauman, Beery, Bergeson, Bixby, Blackmore, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye

of Pottawattamie, Elliott, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hambleton, Hanna, Hanson, Harvey, Heles Hickey, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Kendall, Kull, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Youde, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Arney, Balluff, Bascom, Bonwell, Brandes, Cassady, Clarke, Clary, Earle, Feely, Geneva, Hackler, Harding, Jewell, Koontz, Lee, Lister, Mercer, Meredith, Miller of Bremer, Ofill, Sidey, Smith, Sparks, Springer, Weeks, Wolfe—27.

So the bill passed and the title was agreed to.

On motion of Paul of Jones, House File No. 427, a bill for an act to amend Section Twenty-seven Hundred and Seventy-seven (2777) of the Code, relative to a requirement of kindergarten teachers, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Corrie, Darrah, DeMar, Dewell, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Heles, Hickey, Holmes, Inman, Kelley, Kellogg, Kendall, Kull, Lister, McAllister, McElrath, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van

Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Balluff, Bascom, Calkins, Cassady, Clary, Conn, Cottrell, Dodds, Dow, Drury, Feely, Hackler, Harding, Harvey, Hume, Jewell, Jones, Koontz, Lee, Lowrey, McDonald, Maben, Meredith, Miller of Bremer, Offill, Reitz, Sidey, Sparks, Wolfe—29.

So the bill passed and the title was agreed to.

On motion of Price of Warren, House File No. 398, a bill for an act to prohibit the service of certain male animals for breeding purposes within six hundred feet of a public school building during terms of school, and providing penalties for a violation of this act, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Balluff, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Inman, Jones, Kelley, Kendall, Kull, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schulte,, Shaffer, Stewart, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Anderson, Bascom, Calkins, Cassady, Clary, Dewell, Dunn, Earle, Feely, Hackler, Harding, Heles, Hume, Jewell, Kellogg, Koontz, Lee, Lister, Lowrey, Meredith, Miller of Bremer, Reitz, Schroeder, Sheldon, Sidey, Smith, Sparks, Springer, Stillman, Stoltenberg, Wolfe—31.

So the bill passed and the title was agreed to.

Under provisions of Division 11 of Rule 10, House File No. 303, a bill for an act to repeal Sections Three Hundred and Seventy-three (373), Three Hundred and Seventy-four (374), Three Hundred and Seventy-five (375) and Three Hundred and Seventy-six (376) of the Code, in relation to notaries public, and enact substitutes therefor, also to amend Section Sixty-eight (68) of the Code, in relation to the registration of commissions, which had been engrossed, was called up for further consideration.

The bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Corrie, Darrah, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Potawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hanna, Hanson, Harvey, Hickey, Holmes, Inman, Jones, Kelley, Kellogg, Lee, Lister, Lowrey, McAllister, Maiben, Mann, Marston, Mason, Mercer, Meredith, Moore, Morris, Nix, Paul, Reaney, Shaffer, Sheldon, Smith, Stillman, Stoltenberg, Swan, Teter, Van Houten, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—69.

The nays were:

Balluff, DeMar, Geneva, Hambleton, Heles, Kendall, Kull, McDonald, Miller of Dubuque, Pierce, Price, Ritter, Schoenenberger, Schulte, Springer, Stewart—16.

Absent or not voting:

Arney, Calkins, Cassady, Clary, Conn, Cottrell, Dodds, Hackler, Harding, Hume, Jewell, Koontz, McElrath, Miller of Bremer, Offill, Reitz, Schroeder, Sidey, Sparks, Sullivan, Swift, Webster, Wolfe—23.

So the bill passed and the title was agreed to.

Under provision of Division 11 of Rule 10, House File No. 304, a bill for an act to transfer from the Auditor of State to the Treasurer of State all of the powers, duties and responsibility relating to state and savings banks and loan and trust companies, which had been engrossed, was called up for further consideration.

The bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Conn, Corrie, Darrah, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fox, Greenwood, Grier, Hackler, Hanna, Hanson, Harvey, Holmes, Inman, Jones, Kellogg, Lee, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Mercer, Meredith, Moore, Morris, Nix, Paul, Reaney, Schroeder, Shaffer, Sheldon, Smith, Springer, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—67.

The nays were:

Balluff, DeMar, Dodds, Flugum, Geneva, Hambleton, Heles, Hickey, Kelley, Kendall, Kull, McDonald, Miller of Bremer, Miller of Dubuque, Pierce, Price, Reitz, Ritter, Schoenenberger, Schulte, Stewart, Sullivan—22.

Absent or not voting:

Bergeson, Calkins, Cassady, Clarke, Clary, Cottrell, Earle, Feay, Fenn, Harding, Hume, Jewell, Koontz, Marston, Mason, Offill, Sidey, Sparks, Wolfe—19.

So the bill passed and the title was agreed to.

Under the provision of Division 11 of Rule 10, House File No. 305, a bill for an act to transfer the duties, powers and authority granted to or enjoined upon the Auditor of State under the provisions of Chapter Thirty-four (34), acts of the Thirty-first General Assembly, relating to publication of municipal accounts, establishing a uniform system of accounts, reports and audits in

cities and towns from the Auditor of State to the Secretary of State, which had been engrossed, was called up for further consideration.

The bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Conn, Corrie, Darrah, Dewell, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hanna, Hanson, Harvey, Holmes, Inman, Jones, Kellogg, Lee, Lister, McAllister, Maben, Mann, Mercer, Meredith, Moore, Morris, Nix, Paul, Reaney, Schroeder, Shaffer, Sheldon, Smith, Springer, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—68.

The nays were:

Balluff, Clarke, DeMar, Geneva, Hanna, Hickey, Kelley, Kendall, Kull, McDonald, McElrath, Miller of Bremer, Miller of Dubuque, Pierce, Price, Reitz, Ritter, Schoenenberger, Schulte, Sullivan—20.

Absent or not voting:

Calkins, Cassady, Clary, Cottrell, Dodds, Dunn, Feay, Fox, Harding, Heles, Hume, Jewell, Koontz, Lowrey, Marston, Mason, Offill, Sidey, Sparks, Wolfe—20.

So the bill passed and the title was agreed to.

On motion of Teter of Marion, House File No. 429, a bill for an act for the relief of the grantees of James Seby Parsons, and for the purpose of having a patent issued in the name of Cornelis DeGeest for a certain tract of land, with report of committee recommending passage, was taken up and considered.

Moore of Linn in the chair.

Teter of Marion moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Calkins, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Greenwood, Hackler, Hanna, Hanson, Harvey, Hickey, Holmes, Inman, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welton, Wilson, Youde—80.

The nays were:

Hambleton, Price—2.

Absent or not voting:

Balluff, Brandes, Cassady, Clary, Conn, Earle, Feay, Fox, Geneva, Grier, Harding, Heles, Hume, Jewell, Koontz, Lister Marston, Meredith, Moore, Ofill, Reaney, Sidey, Smith, White, Wolfe, Mr. Speaker—26.

So the bill passed and the title was agreed to.

On motion of Weeks of Guthrie, House File No. 75, a bill for an act making appropriations for swine barns with show rings, a steel constructed amphitheater and additional land at the Iowa State Fair and Exposition grounds, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins,

Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Holmes, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mercer, Miller of Bremer, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Schoenenberger, Shaffer, Sheldon. Smith, Sparks, Springer, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde—86.

The nays were:

Clarke, Miller of Dubuque, Ritter—3.

Absent or not voting:

Cassady, Clary, Geneva, Harding, Heles, Hickey, Hume, Jewell, Marston, Mason, Meredith, Offill, Schroeder, Schulte, Sidey, Stewart, Stoltenberg, Wolfe, Mr. Speaker—19.

So the bill passed and the title was agreed to.

On motion of Fenn of Clarke, House File No. 308, a bill for an act to amend Section One (1), Chapter Twenty-one (21) of the acts of the Thirtieth General Assembly of the State of Iowa, relating to the compensation of County Recorders; and to amend Section Four Hundred and Ninety-six (496) of the Code, relating to the compensation of Deputy County Recorders, with report of committee recommending passage as amended by substitute, was taken up and considered, and the substitute amendment adopted.

Van Houten of Taylor moved that the bill be indefinitely postponed, and demanded roll call.

On the question, "Shall the bill be indefinitely postponed?"

The yeas were:

Anderson, Baird, Bauman, Bonwell, Clarke, Conn, Corrie, Cottrell, DeMar, Doran, Dow, Drury, Dunn, Elliott, Felt, Flugum, Greenwood, Hambleton, Harvey, Heles, Jewell, Kendall, McAllister, McDonald, Maben, Mann, Miller of Bremer, Moore, Morris, Pierce, Reitz, Schoenenberger, Schroeder, Schulte, Shaffer, Springer, Stewart, Stillman, Stoltenberg, Swift, Teter, Van Houten, Webster, White, Youde—45.

The nays were:

Allred, Arney, Balluff, Bixby, Blackmore, Brandes, Darrah, Dodds, Dye of Decatur, Earle, Feay, Fenn, Fox, Hanson, Hickey, Holmes, Inman, Jones, Kelley, Kellogg, Koontz, Lee, McElrath, Mercer, Miller of Dubuque, Nix, Paul, Price, Reaney, Ritter, Sheldon, Smith, Sparks, Sullivan, Swan, Weeks, Welden, Wilson—38.

Absent or not voting:

Bascom, Beery, Bergeson, Calkins, Cassady, Clary, Dewell, Dye of Pottawattamie, Feely, Geneva, Grier, Hackler, Hanna, Harding, Hume, Kull, Lister, Lowrey, Marston, Mason, Meredith, Offill, Sidey, Wolfe, Mr. Speaker—25.

So the bill was indefinitely postponed.

On motion of Teter of Marion, House File No. 333, a bill for an act to amend Section One Hundred and Fifty-six (156) and One Hundred and Fifty-seven (157) of the Code, relating to the election and duties of the secretary of the executive council, and defining the duties of said secretary, and to amend Section Thirteen Hundred Seventy-eight (1378) and Thirteen Hundred Eighty-two (1382) of the Code, with report of committee recommending passage, was taken up and considered.

On motion of Teter of Marion, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 21, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. J. H. Friedman of State Center.

Journal of Wednesday, March 20, corrected and approved.

On request of Teter of Marion, further consideration of House File No. 333 was deferred until tomorrow.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Reaney of Louisa presented remonstrance of republicans of Letts, Iowa, against the Primary Bill.

Referred to Committee on Elections.

Earle of Allamakee presented petition of practicing physicians of Allamakee county relative to an appropriation for a tuberculosis sanatorium.

Referred to Committee on Appropriations.

Blackmore of Worth presented petition of citizens of Worth county relative to an appropriation for the establishment of agricultural high schools.

Referred to Committee on Appropriations.

Feeley of Black Hawk presented petition of citizens of Waterloo relative to woman suffrage.

Referred to Committee on Constitutional Amendments.

## REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 314, a bill for an act to legalize certain ordinances and official acts of the town council of Mondamin, Harrison 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred substitute for Senate File No. 236, a bill for an act defining the relations between employer and employe with respect to assumption of risk, and providing what shall constitute notice 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 do pass, as a substitute for House Files No. 103, 234 and 299, relating to same subject.

E. W. WEEKS,  
*Chairman.*

Adopted.

Jones of Montgomery, from the Committee on Appropriations, submitted the following reports:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 338, a bill for an act to amend Chapter One Hundred and Twenty (120), laws of the Thirty-first General Assembly, relating to the State sanatorium at Iowa City; further defining the duties of the Board of Control regarding tuberculosis, and making additional appropriations, beg leave to report 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 the words and figures "Five Thousand Dollars (\$5,000.00)" in line eight of Section Four (4) and inserting in lieu thereof the following: "Two Thousand Five Hundred Dollars (\$2,500.00);" also by striking the words and figures "Seventy-five Thousand Dollars (\$75,000.00)" in line two of Section Five (5) and inserting in lieu thereof the following: "Fifty Thousand Dollars (\$50,000.00)," and when so amended the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred substitute for House Joint Resolution No. 5, providing for the appointment of a commission to inquire into the subject of taxation for State and local purposes and expediency of revising and amending the laws relating thereto, and making an appropriation 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 by striking the words and figures "Five Dollars (\$5.00)" in the second line of Section Three (3) and inserting in lieu thereof the words and figures "Ten Dollars (\$10.00);" also by striking the words and figures "Five Thousand Dollars (\$5,000.00)" in the second and third lines of Section Four (4) and inserting in lieu thereof the words and figures "Seven Thousand Five Hundred Dollars (\$7,500.00)," and when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 353, a bill for an act to amend the law as it appears in Section Twenty-two Hundred and Eleven (2211) of the Supplement to the Code and Section Eighteen (18) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to repeal Section Twelve (12) of Chapter Seventy-seven (77) of the acts of the Thirtieth General Assembly and Section Fourteen (14) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to enact substitutes therefor, and to provide for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued to them by the State for military purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking from the first and second lines of the title the following: "Section Twenty-two Hundred and Eleven (2211) of the Supplement to the Code and;" and by striking from the first line of Section Two (2) the words and figure "Section Two (2)" and inserting in lieu thereof the following: "

Sec. 2. That Section Twelve (12) of Chapter Seventy-seven (77) of the acts of the Thirtieth General Assembly be, and the same is hereby repealed, and the following enacted in lieu thereof.

And when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 100, a bill for an act making an appropriation

for the State Normal School, beg leave to report 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.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 112, a bill for an act to pay sundry persons named in this bill for material and labor furnished by them in the erection of the medical hospital of the Iowa City University, erected in Eighteen Hundred and Ninety-seven (1897), beg leave to report 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 the words and figures "Six Thousand Three Hundred and Seventy-seven Dollars and Forty-nine Cents (\$6,577.49)" in the second and third lines of Section One (1) and inserting in lieu thereof the following: "Four Thousand Five Hundred and One Dollars and Fifty Cents (\$4,501.50);" also by striking all of lines five, six, seven, eight, nine, ten, eleven and twelve of Section One (1) and inserting in lieu thereof the following:

|                                                          |          |
|----------------------------------------------------------|----------|
| To the Iowa City Lumber Co. of Iowa City, Iowa.....      | \$508.41 |
| To Geo. W. Parker of Clinton, Iowa.....                  | 770.10   |
| To LeGrand Quarry Co. of Marshall County, Iowa.....      | 499.12   |
| To A. E. Shorthill Company.....                          | 268.73   |
| To C. Hurley of Iowa City, Iowa.....                     | 396.44   |
| To David Stevens, Iowa City, Iowa.....                   | 985.89   |
| To John Volk & Company, Rock Island, Illinois.....       | 550.06   |
| To the Platt Pressed and Fire Brick Co., Van Meter, Iowa | 522.75   |

And when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 286, a bill for an act re-appropriating money for the purchase of land for the State Hospital for Inebriates at Knoxville, beg leave to report 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.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 301, a bill for an act to create a commission to ex-

amine, revise and codify the laws relating to the public schools, and such other purposes as may be incident thereto, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

F. F. JONES,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 79, a bill for an act providing for the compilation of a roster of Iowa soldiers, sailors and marines in the war with Mexico and the War of the Rebellion, the Spanish-American and Philippine wars, including military service in the Spirit Lake Expedition, and other service against the Indians, and of soldiers, sailors and marines of other States and Territories, living in Iowa, and making an appropriation 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 indefinitely postponed.

F. F. JONES,  
*Chairman.*

MINORITY REPORT ON HOUSE FILE NO. 79.

We, the undersigned, members of the Committee on Appropriations, to whom was referred House File No. 79, beg leave to differ from the majority of the committee, which recommended it for indefinite postponement, and recommend that the same do pass.

JOHN MCALLISTER,  
D. W. DOW,  
JOHN C. BONWELL,  
HENRY DUNN,

Ordered passed on file.

Stillman of Greene, 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. 104, a bill for an act to provide for the preparation of new jury lists where, for any cause, a lawfully constituted grand jury cannot be obtained, or lawfully qualified talesmen cannot be selected under the law from those persons who are returned by the election officers to serve as jurors.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 104, a bill for an act to provide for the preparation of new jury lists where, for any cause, a lawfully constituted grand jury cannot be obtained, or lawfully qualified talesmen cannot be selected under the law from those persons who are returned by the election officers to serve as jurors.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 104, a bill for an act to provide for the preparation of new jury lists where, for any cause, a lawfully constituted grand jury cannot be obtained, or lawfully qualified talesmen cannot be selected under the law from those persons who are returned by the election officers to serve as jurors.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

The resignation of Dennis O'Leary as Assistant Clerk, filed March 20, was accepted.

The resignation of Ruth Woodruff as Speaker's Clerk, filed March 20, was accepted.

#### RESOLUTIONS.

Van Houten of Taylor presented the following resolution and moved its adoption, under suspension of the rule:

WHEREAS, Dennis O'Leary has resigned as Assistant Clerk of the House to accept a permanent position and Edwin J. Frisk, Journal Clerk, is doing the work of Assistant Clerk; be it

*Resolved,* That Ruth Woodruff, Speaker's Clerk, be appointed as Assistant Journal Clerk.

Rule suspended and resolution adopted.

Ruth Woodruff was then sworn in as Assistant Journal Clerk.

Anderson of Hamilton presented the following resolution, which was adopted under suspension of the rule:

WHEREAS, The Honorable John D. Hunter of Hamilton county, Iowa, honored member of this House in the Twelfth and Thirteenth General Assemblies, the father of the present Board of Control bill, a leader in the councils of the Republican party, departed this life March 19th, 1907; therefore, be it

*Resolved*, That a committee of three be appointed to present suitable resolutions commemorating his life and services.

Speaker appointed as such committee: Anderson of Hamilton, Lee of Emmet, Stillman of Greene.

#### INTRODUCTION OF BILLS.

By Fox of Dallas (by request), House File No. 444, a bill for an act to legalize the acts done and the ordinances passed by the town council of Dexter, Dallas county, Iowa.

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

By Wolfe of Clinton, House File No. 445, a bill for an act to amend Sections Three Hundred and Twenty-four (324) and Four Thousand Four Hundred and Sixty-one (4461) of the Code, relating to the revocation or suspension of license to practice law and defining contempt of court.

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

By Holmes of Kossuth, House File No. 446, a bill for an act to amend Section One (1), Chapter Eighty-five (85), acts of the Thirtieth General Assembly, relating to the expenses of the Bureau of Labor Statistics.

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

By Jewell of Winneshiek, House File No. 447:

A BILL for an act to change the name of a certain river in northeastern Iowa.

WHEREAS, There is in the northeastern part of the State a small river commonly known as the Upper Iowa; and,

WHEREAS, Confusion frequently arises in the minds of people as to what is meant by the term "Upper" as applied to a river; and,

WHEREAS, There is a tradition that the river in question was known to the Indians once inhabiting the region through which said river flows, by the name Oneota; and,

WHEREAS, The State Geologist, in his reports, refers to said river and designates it by the name "Oneota;" now, therefore,

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the stream of water rising in the northeastern part of the State of Iowa, and flowing in an easterly direction through the

counties of Howard, Winneshiek and Allamakee, and emptying into the Mississippi river near the town of New Albin, Allamakee county, Iowa, and commonly known as the Upper Iowa, be, and the same is hereby changed in name, and shall hereafter be known and designated as the Oneota river.

Read first and second time and passed on file.

By Doran of Boone (by request), House File No. 448, a bill for an act to amend the law as it appears in Section Four Thousand and Eighteen (4018) of the Code, relating to sending claims out of the State to evade the exemption laws of this State.

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

By Welden of Hardin (by request), House File No. 449, a bill for an act to amend Section Two Thousand Three Hundred and Ninety-nine (2399) of the Code, relative to evidence.

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

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

House File No. 292, a bill for an act relating to investment of funds of insurance companies other than life.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 111, a bill for an act relating to the organization and officers of cities and towns.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate substitute for House File No. 104, a bill for an act to provide for the preparation of new jury lists in certain instances.

GEO. A. NEWMAN,  
*Secretary.*

## CONSIDERATION OF BILLS.

On motion of Lee of Emmet, House File No. 408, a bill for an act to amend Section Three Hundred and Ten (310) of the Supplement to the Code, relating to qualification for admission to the bar, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bergeson, Blackmore, Bonwell, Brandes, Clarke, Conn, Corrie, Cottrell, Darrah, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Flugum, Fox, Grier, Hackler, Hambleton, Hanson, Holmes, Hume, Jewell, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Ritter, Schroeder, Shaffer, Springer, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde, Mr. Speaker—74.

The nays were:

Baird, Calkins, Clary, DeMar, Earle, Feay, Felt, Greenwood, Harvey, Heles, Hickey, Kendall, Miller of Dubuque, Price, Reitz, Schoenenberger, Schulte, Sidey, Stewart—19.

Absent or not voting:

Bixby, Cassady, Drury, Fenn, Geneva, Hanna, Harding, Inman, Jones, Kelley, Kellogg, Sheldon, Smith, Sparks, Wilson—15.

So the bill passed and the title was agreed to.

On motion of Wolfe of Clinton, House File No. 88, a bill for an act to amend Section Forty-one Hundred and Twenty (4120) of the Code, relative to the time for filing abstract in the Supreme Court, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Baird, Balluff, Bascom, Bauman, Bixby, Blackmore, Bonwell, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Earle, Feely, Felt, Greenwood, Grier, Hambleton, Hanson, Harvey, Heles, Hickey, Hume, Jewell, Kellogg, Kendall, Koontz, Kull, Lister, McDonald, Marston, Miller of Bremer, Miller of Dubuque, Moore, Morris, Paul, Pierce, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Springer, Stewart, Stoltenberg, Sullivan, Swan, Swift, Webster, Weeks, Welden, White, Wolfe, Youde—61.

The nays were:

Allred, Brandes, Dye of Pottawattamie, Elliott, Feay, Flugum, McAllister, Mercer, Price, Teter, Wilson, Mr. Speaker—12.

Absent or not voting:

Anderson, Arney, Beery, Bergeson, Calkins, Cassady, Conn, Drury, Fox, Geneva, Hackler, Hanna, Harding, Holmes, Inman, Jones, Kelley, Lee, Lowrey, McElrath, Maben, Mann, Mason, Meredith, Nix, Offill, Reaney, Reitz, Schroeder, Sidey, Smith, Sparks, Stillman, Van Houten—34.

So the bill passed and the title was agreed to.

On motion of Wolfe of Clinton, House File No. 90, a bill for an act relative to the expense of fees for surety bonds of trustees, executors and administrators, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Balluff, Bascom, Bixby, Brandes, Clary, Corrie, Darrah, De-

Mar, Dodds, Doran, Dow, Dunn, Dye of Pottawattamie, Earle, Feay, Feely, Greenwood, Hambleton, Heles, Holmes, Kelley, Kellogg, Kendall, Koontz, Kull, McDonald, McElrath, Miller of Bremer, Miller of Dubuque, Moore, Morris, Paul, Ritter, Schroeder, Schulte, Sheldon, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Wolfe—44.

The nays were:

Allred, Anderson, Arney, Baird, Bauman, Bergeson, Blackmore, Bonwell, Clarke, Dewell, Dye of Decatur, Elliott, Flugum, Grier, Hackler, Hanna, Harvey, Hickey, Jewell, McAllister, Maben, Mann, Marston, Mercer, Meredith, Nix, Offill, Pierce, Price, Reaney, Reitz, Schoenenberger, Shaffer, Smith, Teter, Van Houten, Welden, Wilson, Youde, Mr. Speaker—39.

Absent or not voting:

Arney, Beery, Calkins, Cassady, Conn, Cottrell, Drury, Felt, Fenn, Fox, Geneva, Hanson, Harding, Hume, Inman, Jones, Lee, Lister, Lowrey, Mason, Sidey, Swift, Webster, Weeks White—25.

The bill having failed to receive a constitutional majority was declared lost.

On motion of Wolfe of Clinton, House File No. 376, a bill for an act to amend Section Four Hundred and Twenty-two (422) of the Code, relative to the powers of the boards of supervisors, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Jewell, Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Marston,

Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—87.

The nays were:

Doran, Price—2.

Absent or not voting:

Brandes, Calkins, Cassady, Conn, Drury, Dunn, Fenn, Fox, Geneva, Harding, Hume, Inman, Jones, Koontz, Lee, Mercer, Sidey, Sparks, Swift—19.

So the bill passed and the title was agreed to.

On motion of Clary of Chickasaw, House File No. 313, a bill for an act to repeal the law as it appears in Chapter One Hundred and Thirty-six (136) of the acts of the Thirtieth General Assembly, and enact in lieu thereof the following, relative to the preservation of life and protection of property, and to require the construction of fire escapes on certain buildings and enclosures now constructed or hereafter to be erected, providing the manner of constructing the same and imposing penalties for the violation thereof, additional to Chapter Ten (10) of Title Twenty-four (24) of the Code, relative to offenses against the public health, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beéry, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Flugum, Fox, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Jewell, Kellogg, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald,

Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Nix, Ofill, Paul, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—86.

The nays were :

None.

Absent or not voting :

Cassady, Darrah, Felt, Fenn, Geneva, Grier, Harding, Holmes, Hume, Inman, Jones, Kelley, Lee, Lister, McElrath, Mercer, Moore, Morris, Reaney, Sidey, Smith, Sparks—22.

So the bill passed and the title was agreed to.

On motion of Wolfe of Clinton, House File No. 91, a bill for an act relative to the appointment of non-residents of the State as executors, with report of committee recommending passage, was taken up and considered.

Wolfe of Clinton moved to amend House File No. 91 by inserting the word and figure "Section 1" preceding the word "That" in the first line of the bill.

Amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bixby, Blackmore, Bonwell, Clarke, Clary, Cottrell, Darrah, DeMar, Dodds, Doran, Dow, Drury, Dye of Decatur, Earle, Feay, Feely, Greenwood, Grier, Hackler, Hambleton, Hanson, Harvey, Heles, Kellogg, Kendall, Kull, Lister, Lowrey, McDonald, Maben, Mann, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Paul, Pierce, Reitz, Ritter, Schroeder, Schulte, Shaffer, Sheldon, Sparks, Springer, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—63.

The nays were :

Bauman, Bergeson, Brandes, Calkins, Conn, Corrie, Dewell, Dye of Pottawattamie, Flugum, Fox, Hanna, Hickey, Jewell, Koontz, McAllister, Marston, Mason, Offill, Price, Reaney, Schoenenberger, Smith, Stewart, Stillman, Webster, White—26.

Absent or not voting :

Beery, Cassady, Dunn, Elliott, Felt, Fenn, Geneva, Harding, Holmes, Hume, Inman, Jones, Kelley, Lee, McElrath, Morris, Nix, Sidey, Swift—19.

So the bill passed and the title was agreed to.

On motion of Hackler of Webster, House File No. 287, a bill for an act to amend Chapter One (1), Title Nine (9) of the Code, relating to corporations for pecuniary profit, and to provide a method for approval of articles of incorporation, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Heles, Hickey, Holmes, Jewell, Kellogg, Kendall, Koontz, Lister, Lowrey, McDonald, Maben, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—84.

The nays were :

Clary, Springer—2.

Absent or not voting :

Arney, Blackmore, Calkins, Cassady, Dewell, Fenn, Geneva, Hanna, Hanson, Harding, Harvey, Hume, Inman, Jones, Kelley, Kull, Lee, McAllister, McElrath, Mann, Sheldon, Sidey—22.

So the bill passed and the title was agreed to.

On motion of Weeks of Guthrie, House File No. 390, a bill for an act to repeal Section Four Hundred and Ninety-one (491) of the Code, and to enact a substitute therefor, relating to Deputy County Treasurers and their pay, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Arney, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Darrah, Dewell, Dodds, Doran, Dow, Elliott, Fox, Grier, Hackler, Hambleton, Hanson, Holmes, Kelley, Koontz, McElrath, Marston, Mason, Meredith, Miller of Dubuque, Nix, Ofill, Paul, Reaney, Ritter, Schulte, Shaffer, Smith, Sparks, Stewart, Swan, Swift, Weeks, Welden, White, Wolfe—46.

The nays were :

Anderson, Baird, Bauman, Conn, Cottrell, DeMar, Drury, Dye of Decatur, Earle, Feay, Flugum, Hanna, Harvey, Heles, Hickey, Jewell, Kendall, McAllister, McDonald, Mann, Mercer, Morris, Pierce, Price, Reitz, Schoenenberger, Stillman, Stoltenberg, Sullivan, Teter, Webster, Wilson, Youde, Mr. Speaker—34.

Absent or not voting :

Calkins, Cassady, Clary, Corrie, Dunn, Dye of Pottawattamie, Feely, Felt, Fenn, Geneva, Greenwood, Harding, Hume, Inman, Jones, Kellogg, Kull, Lee, Lister, Lowrey, Maben, Miller of Bremer, Moore, Schroeder, Sheldon, Sidey, Springer, Van Houten—28.

The bill having failed to receive a constitutional majority was declared lost.

On motion of McAllister of Linn, Senate File No. 245, a bill for

an act directing the custodian of public buildings and property to prepare a case for the reception of flags carried by Iowa regiments during the Spanish-American war, and making an appropriation therefor, was taken up and considered.

Moore of Linn moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—98.

The nays were :

None.

Absent or not voting :

Calkins, Cassady, Fenn, Geneva, Harding, Hume, Jones, Lee, Sheldon, Sidey—10.

So the bill passed and the title was agreed to.

On motion of Conn of Butler, Senate File No. 261, a bill for an act to amend Senate File No. 22, as passed by the Thirty-second General Assembly February 8, 1907, and approved February 14, 1907, providing for the investment of funds of fraternal beneficiary societies, orders or associations, with report of committee recommending passage, was taken up and considered.

Moore of Linn moved that the rule be suspended, and that the

bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hanna, Heles, Holmes, Inman, Jewell, Kellogg, Kendall, Koontz, Kull, Lister, McAllister, McDonald, McElrath, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde, Mr. Speaker—81.

The nays were:

Dow, Hambleton, Harvey, Pierce—4.

Absent or not voting:

Beery, Calkins, Cassady, Dunn, Earle, Fenn, Geneva, Hanson, Harding, Hickey, Hume, Jones, Kelley, Lee, Lowrey, Maben, Mann, Miller of Bremer, Nix, Price, Sidey, Sparks, Wilson—23.

So the bill passed and the title was agreed to.

On motion of Weeks of Guthrie, Senate File No. 11, a bill for an act to amend Section Two Thousand One Hundred Thirteen (2113) of the Code, relating to the powers and duties of the Railroad Commissioners, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Swift of Shelby moved to amend Senate File No. 11 by inserting following the comma after the word "operated" in the fifteenth line thereof, the following: "or fail or refuse to connect by proper switches or tracks with the tracks or lines of other railroad or transportation companies."

Amendment adopted.

Weeks of Guthrie moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Heles, Hickey, Holmes, Inman, Jewell, Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Calkins, Cassady, Earle, Felt, Fenn, Geneva, Harding, Harvey, Hume, Jones, Koontz, Lee, Maben, Miller of Bremer, Nix, Sheldon, Sidey, Sparks, Springer, Stewart, Stoltenberg, Wilson—22.

So the bill passed and the title was agreed to.

On motion of Conn of Butler, Senate File No. 10, a bill for an act to amend the law as it appears in Section One Thousand Three Hundred and Thirty-three-d (1333-d) of the Supplement to the Code, with report of committee recommending passage, was taken up and considered.

Conn of Butler moved to refer Senate File No. 10 to the Committee on Insurance.

Motion prevailed.

Conn of Butler moved to reconsider the vote by which Senate File No. 10 was referred to the Committee on Insurance.

Motion prevailed.

Consideration of Senate File No. 10 was resumed, the bill being on its second reading.

Sullivan of Polk moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brands, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Flugum, Greenwood, Hackler, Hanson, Harvey, Heles, Hickey, Jewell, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Sparks, Springer, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde—75.

The nays were:

Arney, McDonald, Price, Schroeder, Mr. Speaker—5.

Absent or not voting:

Calkins, Cassady, Cottrell, Earle, Elliott, Felt, Fenn, Fox, Geneva, Grier, Hambleton, Hanna, Harding, Holmes, Hume, Inman, Jones, Kelley, Lee, McElrath, Miller of Bremer, Ofill, Reitz, Sidey, Stewart, Stoltenberg, White, Wolfe—28.

So the bill passed and the title was agreed to.

On motion of Bixby of Delaware, Senate File No. 181, a bill for an act to amend Chapter Eleven (11) of the laws of the Thirtieth General Assembly, entitled "An act enlarging the powers of the district court, and to regulate the treatment and control of dependent, neglected and delinquent children (additional to Chapter Five (5) of Title Three (3) of the Code, relating to the district court), with report of committee recommending passage, was taken up and considered.

Holmes of Kossuth moved to amend Senate File No. 181 by adding to Section Two (2) the following:

Any probation officer, provided for by this section, when performing the duties of his office under the order of the juvenile court or a judge thereof, shall be allowed such necessary expenses as may be authorized by the judge of said juvenile court, and the same shall be paid out of the County Treasury as other court costs.

Amendment adopted.

Van Houten of Taylor moved to amend Senate File No. 181 by striking out the word "shall" in line seven, Section Two (2) of the original bill, and insert in lieu thereof the word "may."

Amendment adopted.

Bixby of Delaware moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kelogg, Kendall, Kull, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Sparks, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—87.

The nays were:

Bonwell—1.

Absent or not voting:

Balluff, Calkins, Cassady, Dow, Fenn, Geneva, Harding, Hume, Koontz, Lee, Lister, Lowrey, Miller of Bremer, Nix, Price, Schroeder, Sidey, Springer, Stewart, Swift—20.

So the bill passed and the title was agreed to.

On motion of Dunn of Jackson, Senate File No. 276, a bill for

an act to amend the law as it appears in Section One Hundred and Thirty-six of the Supplement to the Code, fixing the manner of distribution of the report of the Academy of Sciences, with report of committee recommending passage, was taken up and considered.

Teter of Marion moved to amend Senate File No. 276 by striking out the words "tenth" and eleventh" in the third line of Section One (1) and insert in lieu thereof the words "ninth" and "tenth."

Amendment adopted.

Mr. Dunn moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Flugum, Greenwood, Grier, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lister McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Springer, Stoltenberg, Swan, Swift, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Balluff, Bonwell, Calkins, Cassady, Cottrell, Fenn, Fox, Geneva, Hackler, Harding, Hume, Kelley, Kellogg, Lee, Lowrey, McDonald, Morris, Sheldon, Sidey, Stewart, Stillman, Sullivan, Teter, White, Wolfe—25.

So the bill passed and the title was agreed to.

On motion of Greenwood of Mills, Senate File No. 249, a bill for an act to amend Section Nine Hundred and Fifty-five (955) of

the Code, relating to the establishment, erection, purchase, lease, maintenance or operation of certain public utilities, and the granting of franchises for the same, so as to include heating plants, with report of committee recommending passage, was taken up and considered.

Mr. Greenwood moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Harvey, Heles, Hickey, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Springer, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Youde, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Balluff, Calkins, Cassady, Earle, Fenn, Geneva, Hanson, Harding, Holmes, Hume, Inman, Kelley, Lee, Lowrey, Miller of Bremer, Sheldon, Sidey, Sparks, Stewart, Stoltenberg, Weeks, Wilson, Wolfe—23.

So the bill passed and the title was agreed to.

Unanimous consent having been given, Arney of Marshall withdrew House File No. 378 from further consideration of the House.

Unanimous consent having been given, Drury of Sac withdrew House File No. 325 from the Committee on Animal Industry and from further consideration of the House.

The Speaker announced that he had signed, as Speaker of the House, in the presence of the House, House File No. 104.

On motion of Pierce of Buena Vista, the House adjourned until 1:30 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Unanimous consent having been given, McAllister of Linn withdrew House File No. 399 from the Committee on Judiciary and from the further consideration of the House.

Jewell of Winneshiek moved that House File No. 447 be withdrawn from the Committee on Judiciary and placed upon the calendar and printed in the Journal.

Motion prevailed.

Unanimous consent having been given, Hambleton of Mahaska withdrew House File No. 169 from Committee on Municipal Corporations and from further consideration of the House.

REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 307, a bill for an act to amend Section Three Hundred and Fifty-four (354) of the Code, relating to fees and mileage of jurors, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 259, a bill for an act legalizing the ordinance, acts, proceedings and resolutions passed by the town council of Pocahontas, of Pocahontas county, Iowa, and legalizing all the acts, proceedings and resolutions adopted or passed by the said town council in connection with the voting and granting of a franchise to the Havelock Mutual Telephone Company, as set forth in Ordinance No. 41 of said town, beg leave to

report 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. W. WEEKS,  
*Chairman.*

Adopted, and bill indefinitely postponed.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

House File No. 16, a bill for an act relative to road tax.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Substitute for Senate File No. 18, a bill for an act regulating the sale of agricultural seeds, concentrated feeding-stuffs, etc.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 212, a bill for an act to provide for the government of certain cities.

GEO. A. NEWMAN,  
*Secretary.*

CONSIDERATION OF BILLS.

On motion of Koontz of Johnson, Senate File No. 25, a bill for an act to repeal Section Three (3) of Chapter One Hundred and One (101) of the laws of the Thirtieth General Assembly and Sections One (1) and Two (2) of Chapter One Hundred and Thirteen (113) of the laws of the Thirty-first General Assembly, relative to establishing and maintaining a State Board of Health laboratory at Iowa City, and enacting in lieu thereof the following, with report of committee recommending passage as amended, by substitute, was taken up, considered, and the substitute amendment adopted.

Teter of Marion moved to amend Senate File No. 25 by striking

therefrom the words and figures "Six Thousand Dollars (\$6,000)" and substituting in lieu thereof the words "Twelve Thousand Dollars (\$12,000);" and by striking therefrom the words "annually, or so much thereof as may be necessary."

Amendment lost.

Koontz of Johnson moved that the rule be suspended and that the bill be considered read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Corrie, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price Reaney Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—93.

The nays were:

Feay—1.

Absent or not voting:

Anderson, Arney, Cassady, Conn, Darrah, Fenn, Geneva, Harding, Hickey, Kellogg, Lee, Sheldon, Stewart, Wolfe—14.

So the bill passed and the title was agreed to.

On motion of Brandes of Pottawattamie, Senate File No. 171, a bill for an act to prohibit the making or publishing of false or exaggerated statements or publications of or concerning the affairs, pecuniary condition or property of any corporation, joint stock association, co-partnership or individual, which said statements or publications are intended to give, or shall have a ten-

dency to give, a less or greater apparent value to the shares, bonds or property, or any part thereof, of said corporation, joint stock association, co-partnership or individual than the shares, bonds or property shall really and in fact possess, and providing a penalty therefor, with report of committee recommending passage, was taken up and considered.

Mr. Brandes moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelléy, Kellogg, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sheldon, Sidey, Smith, Sparks, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Anderson, Arney, Balluff, Bergeson, Calkins, Cassady, Elliott, Fox, Geneva, Harding, Jones, Lowrey, Miller of Bremer, Price, Shaffer, Springer, Stewart, Sullivan—18.

So the bill passed and the title was agreed to.

Time having arrived for the consideration of Senate File No. 280, on motion of Darrah of Lucas, by unanimous consent, Senate File No. 280, a bill for an act providing for the nomination, by political parties, or organizations, of candidates for various offices, and the election of delegates to conventions of said political parties or organizations, and the election of party committeemen, by a primary election, and for the holding of conventions

by such political parties or organizations, providing penalties for the violations thereof, and repealing Chapter Forty (40), laws of the Thirtieth General Assembly, and Chapters Forty-five (45) and Forty-six (46), laws of the Thirty-first General Assembly, relating to primary elections, was taken up and considered.

Lee of Emmet moved to defer consideration of Senate File No. 280 until 9 o'clock tomorrow morning.

Motion lost.

Van Houten of Taylor moved that Senate File No. 280 be read section by section.

Motion prevailed.

Van Houten of Taylor moved to amend Senate File No. 280 by striking out the words "except Judges of the Supreme, District and Superior Courts" in lines six and seven of Section Four (4) of the bill as printed in the Journal.

Amendment lost.

Lee of Emmet moved to amend Senate File No. 280 as printed in the Journal by striking all after the word "offices" in the second line of Section One (1), down to and including the word "courts" in the third line of said section, and inserting after the comma following the word "November" in the fourth line of the same section the following: "except judges of the Supreme and District Courts."

Amendment adopted.

Lee of Emmet moved to amend Senate File No. 280 as printed in the Journal by striking the comma following the word "Supreme" in the seventh line of Section Four (4) and inserting in lieu thereof the word "and;" and by striking the words "and superior" following the word "district" in the same line of the same section.

Amendment adopted.

Sparks of Wapello moved to amend Senate File No. 280 by striking out the words, "and that shall be the party with which he is registered as affiliated" in lines nine and ten of Section Six (6) as printed in the Journal.

Amendment lost.

Swift of Shelby moved to amend Senate File No. 280 by striking out in lines one and two of Section Six (6) the words, "except as hereinafter provided."

Amendment lost.

DeMar of Davis moved to amend Senate File No. 280 by inserting after the word "election" in line four of Section Seven (7) the following: "and who has at least ten days prior to such primary election filed with the county auditor a written declaration of his party affiliation," and by striking therefrom the words: "he shall indicate the party ballot he desires and" in lines four and five thereof.

Amendment lost.

Lee of Emmet moved to amend Senate File No. 280 as printed in the Journal by striking the blank line after the comma following the word "street" in the sixty-fourth line of Section Ten (10); and by inserting in the place of the last comma in said line the word "of;" and by striking the comma following the word "county" in the sixty-fifth line of the same section and inserting in lieu thereof the word "of" and a blank line one-half inch in length.

Amendment adopted.

Miller of Bremer moved to amend Senate File No. 280 by striking out the word "sub-division" from the eighteenth line of Section 10 as printed in the Journal and substituting the word "township" in lieu thereof.

Amendment lost.

Lee of Emmet moved to amend Senate File No. 280 as printed in the Journal by inserting between the word "showing" and the "comma" immediately following in the sixth line of Section Eighteen (18) the words "in writing."

Amendment lost.

Lee of Emmet moved to amend Senate File No. 280 as printed in the Journal by striking from the eleventh line of Section Nineteen (19) the words "or candidates."

Amendment lost.

Lee of Emmet moved to amend Senate File No. 280 by in-

serting between the word "office" and the word "of," immediately following in the fifteenth line of Section Nineteen (19) the following: "to be filled by the voters."

Amendment adopted.

Meredith of Cass moved to amend Senate File No. 280 by striking the letter "s" from the word "ballots" in the third line of Section Fifteen (15).

Amendment adopted.

Meredith of Cass moved to amend Senate File No. 280 by striking the word "thereof" from line four thereof and inserting in lieu of such word the words "of each of such ballots."

Amendment adopted.

Lee of Emmet moved to amend Senate File No. 280 as printed in the Journal by changing the comma following the word "offices" in the sixth line of Section Twenty (20) to a period, and by striking the remainder of the sentence, to-wit: "except judges of the Supreme, District and Superior Courts."

Amendment adopted.

Lee of Emmet moved to amend Senate File No. 280 by inserting between the word "offices" and the word "for," immediately following in the twenty-third line of Section Nineteen (19) the following: "to be filled by the voters of a county."

Amendment adopted.

Lee of Emmet moved to amend Senate File No. 280 as printed in the Journal by striking out all after the semicolon following the word "represents" in the twenty-fourth line of Section Twenty-two (22) down to and including the last word in said section and inserting in lieu thereof the following: "and shall also forthwith prepare a certificate as to the offices, separately, for which no candidate was nominated, together with the names of several candidates for each of such offices voted for at the primary election and the number of votes received by each of such candidates and deliver such certificate to the chairman

of the party central committee for the state, in case of offices to be filled by the voters of the state, and to the chairman of the party central committee for a district of the State, in case of offices to be filled by the voters of any such district of the State composed of more than one county, and if no such chairman is known to, or cannot be ascertained by the said board, then such certificate may be delivered to any member of the party central committee for the State, or for any such district of the State, as the case may be."

Amendment adopted.

Kull of Howard moved to amend Senate File No. 280 by inserting the following as Section Twenty-four (24) :

If any state, county or district convention, assembled under this act, shall ascertain upon a canvass of the votes cast at the preceding primary election that the voters of the political party holding such convention had failed to nominate a candidate or candidates for any office or offices to be filled by the voters at the general election in November following, such convention may proceed to the nomination of such candidate or candidates whose nomination shall be certified and the name or names shall be printed on the ballots for the general election in November, under the proper party heading, the same as if such nominations were made at the primary election.

Re-number Section Twenty-four (24) and all subsequent sections of the bill to conform herewith.

Roll call demanded by Kull of Howard.

On the question, "Shall the amendment be adopted?"

The yeas were :

Baird, Clary, Cottrell, DeMar, Dewell, Dodds, Earle, Kendall, Koontz, Kull, Miller of Bremer, Miller of Dubuque, Paul, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sidey, Sparks, Springer, Stewart, Swift, Wolfe—24.

The nays were :

Allred, Arney, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Corrie, Darrah, Doran, Dow, Drury, Dunn, Dye of Decatur, Elliott, Feely, Felt, Flugum, Grier, Hackler, Hambleton, Hanna, Harvey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Lee, Lister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Nix, Pierce, Price, Reaney, Shaffer,

Smith, Stillman, Stoltenberg, Sullivan, Teter, Van Houten, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—58.

Absent or not voting: .

Anderson, Balluff, Bauman, Calkins, Cassady, Conn, Dye of Pottawattamie, Feay, Fenn, Fox, Geneva, Greenwood, Hanson, Harding, Heles, Hickey, Kellogg, Lowrey, McAllister, McElrath, Moore, Morris, Ofill, Sheldon, Swan, Webster—26.

So the amendment was lost.

Lee of Emmet moved to amend Senate File No. 280 as printed in the Journal by inserting between the comma following the word "council" and the word "his" in the eighth line of Section Twenty-three (23) the following: "or as certified to him by the proper persons when any person has been nominated by a convention."

Amendment adopted.

Meredith of Cass moved to amend Senate File No. 280 by striking out the word "is" from the third line from the bottom of page 937 in Section Twenty-three (23) and insert in lieu thereof the word "was."

Amendment lost.

Lee of Emmet moved to amend Senate File No. 280 as printed in the Journal by changing the period following the word "committee" in the third line from the top of page 939 of the Journal to a comma and adding the following: "and of the offices for which no nomination was made in the primary election."

Amendment adopted.

Lee of Emmet moved to amend Senate File No. 280 by striking the word "county" from the seventh line from the top of said page and by inserting between the word "office" and the word "where" in the same line the following: "to be filled by the voters of a county."

Amendment adopted.

Lee of Emmet moved to amend Senate File No. 280 by inserting between the word "hereof" and the word "and" in the ninth line from the top of the same page the following: "and

shall nominate candidates for the office of Judge of the District Court in counties comprising one Judicial District of the State."

Amendment adopted.

DeMar of Davis moved to amend Senate File No. 280 by striking out of line four of Section Twenty-four (24) the word "occurring" and inserting in lieu thereof the word "existing."

Amendment lost.

Van Houten of Taylor moved to amend Senate File No. 280 by striking out of the sixth line of Section Twenty-five (25) the words "2 o'clock P.M." and to insert the words "11 o'clock A.M." in lieu thereof.

Amendment adopted.

Brandes of Pottawattamie moved to amend Senate File No. 280 by striking out of Section Twenty-five (25) the word "Saturday" and inserting the word "Friday" in lieu thereof.

Dye of Pottawattamie offered as a substitute to amendment to strike out the word "Saturday" and to insert the word "Tuesday" in lieu thereof.

Substitute amendment to amendment lost.

Original amendment lost.

Cottrell of Plymouth moved to amend Senate File No. 280 by striking out of line six in Section Twenty-five (25) the words "at 11 o'clock A.M.," and inserting in lieu thereof the following: "not later than 2 o'clock P.M."

Van Houten of Taylor raised the point of order that the subject matter covered by amendment has been previously acted upon.

Point of order sustained, and the amendment ruled out of order.

Lee of Emmet moved to amend Senate File No. 280, as printed in the Journal, by adding to Paragraph Two (2), Section Twenty-six (26), the following:

In case no nomination was made in the primary election for the office of Senator in the General Assembly in districts composed of more than one county, or for the office of Representative in the Congress of

the United States, as shown in the certificate issued by the State Board of Canvassers in manner and form provided in Section Twenty-two (22) of this act, then in any such districts the chairman of the party central committee therefor shall forthwith issue such call for a convention in such district and deliver the same to the County Auditor of each county in the district and in such case said call need not be published as aforesaid.

Amendment adopted.

Moore of Linn moved to amend Senate File No. 280 by striking out the period at the end of the first paragraph of Section Thirty-five (35) and adding "and cities acting under special charter, having a population of over fifteen thousand (15,000)."

Amendment adopted.

Lee of Emmet moved to amend Senate File No. 280 as printed in the Journal by adding at the end of Section Thirty-five (35), as a new paragraph, the following: "the entire expense of conducting a primary election provided for in this section shall be audited by the city council, and paid by the city."

Adopted.

Miller of Bremer moved to amend Senate File No. 280 by adding the following section:

SEC. 36. At the general election of 1908 and at each succeeding general election up to and including that of the year 1912, as a guide to the Legislatures, there shall be submitted to the voters as a part of the official ballot the following question:

"Do you favor the State-wide primary law?"

Yes.

No.

Roll call demanded by Miller of Bremer.

On the question, "Shall the amendment be adopted?"

The yeas were:

Allred, Baird, Balluff, Brandes, Calkins, Cottrell, Dodds, Dye of Pottawattamie, Earle, Elliott, Feay, Greenwood, Heles, Hickey, Kendall, Koontz, Kull, McAllister, Miller of Bremer, Miller of Dubuque, Moore, Nix, Offill, Paul, Reitz, Ritter, Schoenenberger,

Schroeder, Schulte, Sheldon, Sparks, Springer, Stewart, Swift, Webster, Wolfe—36.

The nays were:

Arney, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Clarke, Conn, Corrie, Darrah, Dewell, Doran, Dow, Drury, Dye of Decatur, Feely, Felt, Fenn, Flugum, Fox, Grier, Hackler, Hambleton, Hanna, Hanson, Holmes, Hume, Inman, Jewell, Jones, Kelley, Lee, Lister, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Morris, Pierce, Price, Reaney, Shaffer, Sidey, Smith, Stillman, Sullivan, Teter, Van Houten, Weeks, Welden, White, Wilson, Mr. Speaker—61.

Absent or not voting:

Anderson, Cassady, Clary, DeMar, Dunn, Geneva, Harding, Harvey, Kellogg, Stoltenberg, Swan—11.

So the amendment was lost.

Stillman of Greene moved to amend Section Four (4) of Senate File No. 280 by enclosing the words "except judges of the Supreme, District and Superior Court" as they occur in lines six and seven of the printed bill, within parentheses; also to strike out the word "and" where it appears before the word "for" in the seventh line of said section as the bill appears printed in the Journal.

Van Houten of Taylor moved that Senate File No. 280 and amendments be referred to the Committee on Elections.

Moore of Linn seconded the motion.

Roll call demanded.

On the question, "Shall the bill and amendments be referred to the Committee on Elections?"

The yeas were:

Allred, Baird, Balluff, Bixby, Brandes, Calkins, Clary, Conn, Cottrell, DeMar, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Fox, Greenwood, Hanna, Harvey, Holmes, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, McAllister, McElrath, Miller of Bremer, Miller of Dubuque, Moore, Offill, Paul, Reitz, Ritter, Schroeder, Schulte, Sheldon, Sidey, Springer, Stewart, Swan, Swift, Van Houten, Webster, Wolfe, Mr. Speaker—47.

The nays were :

Arney, Bascom, Bauman, Beery, Bergeson, Blackmore, Bonwell, Clarke, Corrie, Darrah, Dewell, Doran, Dow, Drury, Feely, Felt, Fenn, Flugum, Grier, Hackler, Hambleton, Hanson, Heles, Hickey, Hume, Inman, Kelley, Lee, Lister, Lowrey, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Morris, Nix, Pierce, Price, Reaney, Schoenenberger, Shaffer, Smith, Sparks, Stillman, Stoltenberg, Sullivan, Teter, Weeks, Welden, White, Wilson, Youde—55.

Absent or not voting :

Anderson, Cassady, Dodds, Dunn, Geneva, Harding—6.

So the House refuses to refer.

Moore of Linn moved the previous question be ordered.

Paul of Jones seconded the motion.

The previous question was then ordered.

The question recurred on the amendment offered by Stillman of Greene.

Amendment adopted.

Darrah of Lucas moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dye of Decatur, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kull, Lee, Lister, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Schoenenberger, Shaffer, Sheldon, Sidey, Smith, Sparks, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—85.

The nays were:

Balluff, Calkins, Clary, Dodds, Dunn, Dye of Pottawattamie, Greenwood, Kendall, Koontz, McAllister, Miller of Dubuque, Reitz, Ritter, Schulte, Springer, Stewart, Webster, Wolfe—18.

Absent or not voting:

Anderson, Cassady, Geneva, Harding, Schroeder—5.

So the bill passed and the title was agreed to.

EXPLANATION OF VOTES ON SENATE FILE NO. 280.

MR. SPEAKER—I vote "aye" on this bill only because my constituents have demanded a primary election bill, and this is the only one before the House.

S. A. FEAY.

MR. SPEAKER—I vote "aye" on this bill because I am emphatically for a primary law and find this is the best law this Legislature will allow to pass.

CLYDE G. SPARKS.

MR. SPEAKER—I vote "aye" and explain my vote thus: The party is pledged to a primary law. I believe this primary law will prove the most expensive, the most unsatisfactory, the most unpopular measure ever passed by any General Assembly in this State, and my judgment is that there will be a demand for its repeal.

J. F. OFFILL.

MR. SPEAKER—My reason for voting for this bill is that my party is pledged to a primary law.

GEO. W. SWAN.

MR. SPEAKER—My reason for voting "no" is that I was in favor of referring the bill to the Committee on Elections, which was defeated.

SIMON MILLER.

MR. SPEAKER—I was absent when the roll call was taken on House File No. 395, or Senate File No. 280, and would have voted "yea" had I been present.

W. L. HARDING.

MR. SPEAKER—I was under the doctor's care when the primary bill came up. There were some points in the bill that did not suit me, but I am in favor of a primary law, therefore would have voted "aye" had I been able to be present.

THOMAS GENEVA.

MR. SPEAKER—I was absent when the roll call was taken on Senate File No. 280, on account of the funeral of an old soldier friend and neighbor, Alfred Greer, and would have voted "aye" had I been present.

WM. ANDERSON.

On motion of Moore of Linn, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 22, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. A. E. Buriff of Hamburg.

Journal of Thursday, March 21, corrected and approved.

## LEAVE OF ABSENCE GRANTED.

On request of Koontz of Johnson, leave of absence was granted Geneva of Keokuk until recovery.

On request of Hickey of Cherokee, leave of absence was granted Fox of Dallas until Friday.

On request, leave of absence was granted Corrie of Ida until Monday.

On request of Swift of Shelby, leave of absence was granted Schroeder until Monday.

On request of Price of Warren, leave of absence was granted Hambleton of Mahaska until Monday.

On request of Harding of Woodbury, leave of absence was granted Hackler of Webster until Monday.

On request of Dodds of Des Moines, leave of absence was granted Harvey of Osceola until Tuesday.

On request, the committee on contest of election from Black Hawk county, composed of Meredith of Cass, Lee of Emmet, Bascom of Dickinson, Hackler of Webster, Clary of Chickasaw, Sparks of Wapello, Wolfe of Clinton, were excused for deliberation.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Arney of Marshall presented petition of practicing physicians of Marshall county relative to an appropriation for a tuberculosis sanatorium.

Referred to Committee on Appropriations.

## REPORTS OF COMMITTEES.

Lister of Grundy, from the Committee on Agriculture, submitted the following report:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 315, a bill for an act to provide for agricultural extension work and for a correspondence school of agriculture by the Iowa State College of Agriculture and Mechanic Arts and making appropriations 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 by striking out the words and figures "thirty thousand (30,000)" in line three of Section Three (3) of the printed bill and inserting the words and figures "twenty-five thousand (25,000)" in lieu thereof;

By striking out the words and figures "twenty thousand (20,000)" in line four of Section Three (3) of the printed bill and inserting the words and figures "fifteen thousand (15,000)" in lieu thereof;

By striking from line one of Section One (1) of the printed bill the words "agricultural extension work";

By striking from line one of Section Two (2) of the printed bill the words "correspondence school of agriculture";

By striking from line one of Section Three (3) of the printed bill the word "appropriations";

By striking from line three of Section One (1) of the printed bill the word "last" and inserting the word "Thirty-first" in lieu thereof;

By striking from the title the word "the" preceding the word "Mechanic";

And when so amended that the bill do pass. And further recommend that the same be referred to Committee on Appropriations.

JOHN LISTER,  
*Chairman.*

Adopted and the bill was so referred.

Sullivan of Polk, from the Committee on Municipal Corporations, submitted the following reports:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate File No. 222, a bill for an act to amend Section Four Hundred and Thirty-three (433), Title Four (4), Chapter Two (2) of the Code and amendatory acts thereof, fixing the amount supervisors may allow for the burial of deceased soldiers, beg leave to report 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.

JOHN B. SULLIVAN,  
*Chairman.*

Passed on file.

MINORITY REPORT ON SENATE FILE NO. 222.

We, the undersigned, members of the Committee on Municipal Corporations, cannot concur in the views of the majority in recommending the indefinite postponement of Senate File No. 222, a bill for an act to amend Section Four Hundred and Thirty-three (433), Title Four (4), Chapter Two (2) of the Code and amendatory acts thereof, fixing the amount supervisors may allow for the burial of deceased soldiers, and therefore join in the recommendation that the same be reported back to the House, with the recommendation that the same do pass.

JOHN B. SULLIVAN,  
R. J. REANEY,  
J. A. STEWART.

Passed on file.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 418, a bill for an act authorizing cities and towns, including cities under special charter, to provide for the collection and disposal of garbage, and for the payment for such service, beg leave to report 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.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate File No. 194, a bill for an act authorizing cities of the first class to levy taxes for the purpose of paying for building and reconstruction of bridges and for the issuance of bonds or certificates against such levies, beg leave to report 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 B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 173, a bill for an act relating to the powers

of local boards of health, amending Section Twenty-five Hundred and Sixty-eight (2568) 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 do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Darrah of Lucas, from the Committee on Elections, submitted the following reports:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 297, a bill for an act to amend Section Eleven Hundred and Thirty-eight (1138) of the Code, relating to the canvass of votes in general 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 be indefinitely postponed.

J. H. DARRAH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 296, a bill for an act to amend Section One Thousand and Ninety-three (1093) of the Code as amended by Chapter Forty-two (42) of the laws of the Thirty-first General Assembly, relating to election boards, beg leave to report 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.

J. H. DARRAH,  
*Chairman.*

Adopted and the bill was indefinitely postponed.

#### RESOLUTIONS.

Dodds of Des Moines presented the following resolution, which was adopted under suspension of the rule:

WHEREAS, The Hon. Fred W. Kline, an honored member of the Twenty-second General Assembly, departed this life at his home in Dodgeville, March 22, 1906; therefore, be it

*Resolved*, That a committee of three be appointed by the Speaker, to present resolutions to the Assembly commemorative of the life and services of the deceased.

Speaker appointed as such committee: Dodds of Des Moines, Schulte of Clayton, Van Houten of Taylor.

Offill of Jasper moved to call up resolution relative to final adjournment.

Motion lost.

## INTRODUCTION OF BILLS.

By Pierce of Buena Vista, House File No. 450, a bill for an act to provide for the submission of bills proposing laws and joint resolutions proposing amendments to the Constitution of the State of Iowa or the Constitution of the United States to the voters of the State at primary elections, and defining the duties of the Executive Council, the Secretary of State, County Auditors, Election Boards and County Boards of Canvassers therewith.

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

By Sullivan of Polk, House File No. 451, a bill for an act granting to cities and towns and cities under special charter power to regulate, define, tax, and license public dance halls, skating rinks, fortune tellers, palmists, and clairvoyants, and to regulate, license, and tax bill boards, and to provide a penalty for the violations thereof.

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

By Harding of Woodbury, House File No. 452, a bill for an act to amend the law as it appears in Sections Six Hundred Seventy-nine-a (679-a), Six Hundred Seventy-nine-f (679-f), Six Hundred Seventy-nine-g (679-g), and Six Hundred Seventy-nine-h (679-h) of the Supplement to the Code, relating to board of police and fire commissioners in certain cities of the first class and cities under special charter, and providing for the taking effect thereof.

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

By Sparks of Wapello, House File No. 453, a bill for an act to legalize the action of the independent school district of Star No. 6 of Center township, Wapello county, Iowa, and of the independent school district of Ottumwa, Iowa, consolidating the former with and merging it in the latter.

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

By Springer of Buchanan, House File No. 454, a bill for an act amending Section Two Thousand Fifty-one (2051) of the Code, relating to the conditional sale or lease of railroad or street

railway equipment or rolling stock, so as to provide for the conditional sale or lease of power house and electrical equipment of interurban or street railways or of electric light and power companies or of steam heating companies.

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

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

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

House File No. 67, a bill for an act to amend the Supplement to the Code relative to State aid for farmers' institutes.

GEORGE A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 73, a bill for an act amending the law relating to the exemption of property from taxation.

GEORGE A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 5, a bill for an act defining desertion, providing punishment therefor, and permitting a husband or wife to be a witness in such cases.

GEORGE A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 290, a bill for an act in relation to the duties of city council.

GEORGE A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 38, a bill for an act in relation to campaign funds by corporations.

GEORGE A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 30, a bill for an act to revise the law relating to the sentence and commitment of persons convicted of crime and provide for a system of reform and parole.

GEORGE A. NEWMAN,  
*Secretary.*

SENATE MESSAGES CONSIDERED.

Substitute for Senate File No. 18, a bill for an act regulating the sale of agricultural seeds, concentrated commercial feeding stuffs and the materials from which they are manufactured, defining concentrated commercial feeding stuffs and what shall constitute purity in various kinds of seeds, prohibiting the adulteration and providing for the correct weighing and marking of agricultural seeds and concentrated commercial feeding stuffs, and providing for the collection of samples, analyses of the same, and fixing the penalties for its violation, and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner, and making an appropriation therefor.

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

Senate File No. 212, a bill for an act to provide for the government of certain cities (amending Title Five (5) of the Code).

SENATE FILE NO. 212.

A BILL for an act to provide for the government of certain cities (amending Title Five (5) of the Code).

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That any city of the first class, or with special charter, now or hereafter having a population of 25,000 or over, as shown by the last preceding State census, may become organized as a city under the provisions of this act by proceeding as hereinafter provided.

SEC. 2. Upon petition of electors equal in number to twenty-five per centum of the votes cast for all candidates for mayor at the last preceding city election of any such city, the mayor shall, by proclamation, submit the question of organizing as a city under this act at a special election to be held at a time specified therein, and within two months after said petition is filed. If said plan is not adopted at the special election called, the question of adopting said plan shall not be re-

submitted to the voters of said city for adoption within two years thereafter, and then the question to adopt shall be re-submitted upon the presentation of a petition signed by electors equal in number to twenty-five per centum of the votes cast for all candidates for mayor at the last preceding general city election.

At such election, the proposition to be submitted shall be, "Shall the proposition to organize the city of (name the city), under Chapter (naming the chapter containing this act) of the acts of the Thirty-second General Assembly, be adopted?" and the election thereupon shall be conducted, the vote canvassed, and the result declared in the same manner as provided by law in respect to other city elections. If the majority of the votes cast shall be in favor thereof, the city shall thereupon proceed to the election of a mayor and four councilmen, as hereinafter provided. Immediately after such proposition is adopted, the mayor shall transmit to the Governor, to the Secretary of State, and to the County Auditor, each a certificate stating that such proposition was adopted.

At the next regular city election after the adoption of such proposition, there shall be elected a mayor and four councilmen. In the event, however, that the next regular city election does not occur within one year after such special election, the mayor shall, within ten days after such special election, by proclamation, call a special election for the election of a mayor and four councilmen, sixty days' notice being given in such call; such election in either case to be conducted as hereinafter provided.

SEC. 3. All laws governing cities of the first class and not inconsistent with the provisions of this act, and Sections Nine Hundred and Fifty-five (955), Nine Hundred and Fifty-six (956), Nine Hundred and Fifty-nine (959), Nine Hundred and Sixty-four (964), Nine Hundred and Eighty-nine (989), Ten Hundred, (1000), Ten Hundred and Twenty-three (1023) and Ten Hundred and Fifty-three (1053) of the Code, now applicable to special charter cities and not inconsistent with the provisions of this act, shall apply to and govern cities organized under this act. All by-laws, ordinances and resolutions lawfully passed and in force in any such city under its former organization shall remain in force until altered or repealed by the council elected under the provisions of this act. The territorial limits of such city shall remain the same as under its former organization and all rights and property of every description which were vested in any such city under its former organization, shall vest in the same under the organization herein contemplated, and no right or liability either in favor of or against it, existing at the time, and no suit or prosecution of any kind shall be affected by such change, unless otherwise provided for in this act.

SEC. 4. In every such city there shall be elected at the regular biennial municipal election, a mayor and four councilmen.

If any vacancy occurs in any such office, the remaining members of said council shall appoint a person to fill such vacancy during the balance of the unexpired term.

Said officers shall be nominated and elected at large. Said officers shall qualify and their terms of office shall begin on the first Monday after their election. The terms of office of the mayor and councilmen or

aldermen in such city in office at the beginning of the terms of office of the mayor and councilmen first elected under the provisions of this act shall then cease and determine, and the terms of office of all other appointive officers in force in such city, except as hereinafter provided, shall cease and determine as soon as the council shall, by resolution, declare.

Sec. 5. Candidates to be voted for at all general municipal elections at which a mayor and four councilmen are to be elected under the provisions of this act shall be nominated by a primary election, and no other names shall be placed upon the general ballot except those selected in the manner hereinafter prescribed. The primary election for such nomination shall be held on the second Monday preceding the general municipal election. The judges of election provided for the general municipal election shall be the judges of the primary election, and it shall be held at the same place, so far as possible, and the polls shall be opened and closed at the same hours, with the same clerks as are required for said general municipal election.

Any person desiring to become a candidate for mayor or councilman shall, at least ten days prior to said primary election, file with the said clerk a statement of such candidacy, in substantially the following form:

STATE OF IOWA, }  
..... County. } ss.

I (A), being first duly sworn, say that I reside at.....street, city of.....county of.....State of Iowa; that I am a qualified voter therein; that I am a candidate for nomination to the office of (mayor or councilman) to be voted upon at the primary election to be held on the.....Monday of.....19...., and I hereby request that my name be printed upon the official primary ballot for nomination by such primary election for such office.

(Signed) .....

Subscribed and sworn to (or affirmed) before me by..... on this.....day of.....19....

(Signed) .....

and shall at the same time file therewith the petition of at least twenty-five qualified voters requesting such candidacy. Each petition shall be verified by one or more persons as to the qualifications and residence, with street number, of each of the persons so signing the said petition, and the said petition shall be in substantially the following form:

PETITION ACCOMPANYING NOMINATING STATEMENT.

The undersigned, duly qualified electors of the city of..... and residing at the places set opposite our respective names hereto, do hereby request that the name of (name of candidate) be placed on the ballot as a candidate for nomination for (name of office) at the primary election to be held in such city on the .....Monday of....., 19.... We further state that we know him to be a qualified elector of said city and a man of good moral character and qualified in our judgment for the duties of such office.

| Names of Qualified Electors | Number | Street |
|-----------------------------|--------|--------|
|                             |        |        |

Immediately upon the expiration of the time of filing the statements and petitions for candidates, the said city clerk shall cause to be published for three successive days in all the daily newspapers published in the city, in proper form, the names of the persons as they are to appear upon the primary ballot, and if there be no daily newspaper, then in two issues of any other newspaper that may be published in said city; and the said clerk shall thereupon cause the primary ballots to be printed, authenticated with a fac simile of his signature. Upon the said ballot the names of the candidates for mayor, arranged alphabetically, shall first be placed, with a square at the left of each name, and immediately below the words, "Vote for one." Following these names, likewise arranged in alphabetical order, shall appear the names of the candidates for councilmen, with a square at the left of each name, and below the names of such candidates shall appear the words, "Vote for four." The ballots shall be printed upon plain, substantial white paper, and shall be headed:

**CANDIDATES FOR NOMINATION FOR MAYOR AND COUNCILMEN  
OF ..... CITY AT THE  
PRIMARY ELECTION.**

but shall have no party designation or mark whatever. The ballots shall be in substantially the following form:  
(Place a cross in the square preceding the names of the parties you favor as candidates for the respective positions.)

**OFFICIAL PRIMARY BALLOT.**

**CANDIDATES FOR NOMINATION FOR MAYOR AND COUNCILMEN  
OF ..... CITY AT THE PRIMARY ELECTION.**

For Mayor.

(Name of Candidate.)

(Vote for one.)

For Councilman.

(Name of Candidate.)

(Vote for four.)

Having caused said ballots to be printed, the said city clerk shall cause to be delivered at each polling-place a number of said ballots

equal to twice the number of votes cast in such polling precinct at the last general municipal election for mayor. The persons who are qualified to vote at the general municipal election shall be qualified to vote at such primary election, and challenges can be made by not more than two persons, to be appointed at the time of opening the polls by the judges of election; and the law applicable to challenges at a general municipal election shall be applicable to challenges made at such primary election. Judges of election shall, immediately upon the closing of the polls, count the ballots and ascertain the number of votes cast in such precinct for each of the candidates, and make return thereof to the city clerk, upon proper blanks to be furnished by the said clerk, within six hours of the closing of the polls. On the day following the said primary election, the said city clerk shall canvass said returns so received from all the polling precincts, and shall make and publish in all the newspapers of said city, at least once, the result thereof. Said canvass by the city clerk shall be publicly made. The two candidates receiving the highest number of votes for mayor shall be the candidates, and the only candidates whose names shall be placed upon the ballot for mayor at the next succeeding general municipal election, and the eight candidates receiving the highest number of votes for councilman, or all such candidates if less than eight, shall be the candidates and the only candidates whose names shall be placed upon the ballot for councilman at such municipal election.

All electors of cities under this act who, by the laws governing cities of the first class and cities acting under special charter, would be entitled to vote for the election of officers at any general municipal election in such cities, shall be qualified to vote at all elections under this act; and the ballot at such general municipal election shall be in the same general form as for such primary election, so far as applicable, and in all elections in such city the election precincts, voting places, method of conducting election, canvassing the votes and announcing the results, shall be the same as by law provided for election of officers in such cities, so far as the same are applicable and not inconsistent with the provisions of this act.

SEC. 5-a. Any person who shall agree to perform any services in the interest of any candidate for any office provided in this act, in consideration of any money or other valuable thing for such services performed in the interest of any candidate, shall be punished by a fine not exceeding Three Hundred Dollars (\$300), or be imprisoned in the county jail not exceeding thirty days.

SEC. 5-b. Any person offering to give a bribe, either in money or other consideration, to any elector for the purpose of influencing his vote at any election provided in this act, or any elector entitled to vote at any such election receiving and accepting such bribe or other consideration; any person making false answer to any of the provisions of this act relative to his qualifications to vote at said election; any person wilfully voting or offering to vote at such election who has not been a resident of this state for six months next preceding said election, or who is not twenty-one years of age, or is not

a citizen of the United States, or knowing himself not to be a qualified elector of such precinct where he offers to vote; any person knowingly procuring, aiding or abetting any violation hereof shall be deemed guilty of a misdemeanor and upon conviction shall be fined a sum not less than One Hundred Dollars (\$100) nor more than Five Hundred Dollars (\$500) and be imprisoned in the county jail not less than ten days nor more than ninety days.

SEC. 6. Every such city shall be governed by a council, consisting of the mayor and four councilmen, chosen as provided in this act, each of whom shall have the right to vote on all questions coming before the council. Three members of the council shall constitute a quorum, and the affirmative vote of three members shall be necessary to adopt any motion, resolution or ordinance, or pass any measure, unless a greater number is provided for in this act. Upon every vote the yeas and nays shall be called and recorded, and every motion, resolution or ordinance shall be reduced to writing and read before the vote is taken thereon. The mayor shall preside at all meetings of the council; he shall have no power to veto any measure, but every resolution or ordinance passed by the council must be signed by the mayor, or by two councilmen, and be recorded, before the same shall be in force.

SEC. 7. The council shall have and possess and the council and its members shall exercise all executive, legislative and judicial powers and duties now had, possessed and exercised by the mayor, city council, board of public works, park commissioners, board of police and fire commissioners, board of waterworks trustees, board of library trustees, solicitor, assessor, treasurer, auditor, city engineer and other executive officers in cities of the first class and cities acting under special charter. The executive and administrative powers, authority and duties in such cities shall be distributed into and among five departments, as follows:

1. Department of public affairs.
2. Department of accounts and finances.
3. Department of public safety.
4. Department of streets and public improvements.
5. Department of parks and public property.

The council shall determine the powers and duties to be performed by, and assign them to, the proper department; shall prescribe the powers and duties of officers and employes; may assign particular officers and employes to one or more of the departments; may require an officer or employe to perform duties in two or more departments; and may make such other rules and regulations as may be necessary or proper for the efficient and economical conduct of the business of the city.

SEC. 8. The mayor shall be superintendent of the department of public affairs, and the council shall, at the first regular meeting after election of its members, designate by majority vote one councilman to be superintendent of the department of accounts and finances; one to be superintendent of the department of public safety; one to be superintendent of the department of streets and public improvements;

and one to be superintendent of the department of parks and public property; but such designation shall be changed whenever it appears that the public service would be benefited thereby.

The council shall, at said first meeting, or as soon as practicable thereafter, elect by majority vote the following officers: A city clerk, solicitor, assessor, treasurer, auditor, civil engineer, city physician, marshal, chief of fire department, market master, street commissioner, three library trustees, and such other officers and assistants as shall be provided for by ordinance and necessary to the proper and efficient conduct of the affairs of the city; and shall appoint a police judge in those cities not having a superior court. Any officer or assistant elected or appointed by the council may be removed from office at any time by vote of a majority of the members of the council, except as otherwise provided for in this act.

Sec. 9. The council shall have power from time to time to create, fill and discontinue offices and employments other than herein prescribed, according to their judgment of the needs of the city; and may by majority vote of all the members remove any such officer or employe; except as otherwise provided for in this act; and may by resolution or otherwise prescribe, limit or change the compensation of such officers or employes.

Sec. 10. The mayor and council shall have an office at the city hall, and their total compensation shall be as follows: In cities having by the last preceding State or national census from 25,000 to 40,000 people, the annual salary of the mayor shall be \$2,500, and of each councilman \$1,800. In cities having by such census from 40,000 to 60,000 people, the mayor's annual salary shall be \$3,000, and that of each councilman \$2,500; and in cities having by such census over 60,000 population, the mayor's annual salary shall be \$3,500, and that of each councilman \$3,000. Such salaries shall be payable in equal monthly installments.

Any increase in salary occasioned under the provisions of this scale by increase in population in any city shall commence with the month next after the official publication of the census showing such increase therein.

Every other officer or assistant shall receive such salary or compensation as the council shall by ordinance provide, payable in equal monthly installments.

The salary or compensation of all other employes of such city shall be fixed by the council and shall be payable monthly or at such shorter periods as the council shall determine.

Sec. 11. Regular meetings of the council shall be held on the first Monday after the election of councilmen, and thereafter at least once each month. The council shall provide by ordinance for the time of holding regular meetings, and special meetings may be called from time to time by the mayor or two councilmen. All meetings of the council, whether regular or special, at which any person not a city officer is admitted, shall be open to the public.

The mayor shall be president of the council and preside at its meetings, and shall supervise all departments and report to the council

for its action all matters requiring attention in either. The superintendent of the department of accounts and finances shall be vice-president of the council, and in case of vacancy in the office of mayor, or the absence or inability of the mayor, shall perform the duties of mayor.

Sec. 12. Every ordinance or resolution appropriating money or ordering any street improvement or sewer, or making or authorizing the making of any contract, or granting any franchise or right to occupy or use the streets, highways, bridges or public places in the city for any purpose, shall be complete in the form in which it is finally passed, and remain on file with the city clerk for public inspection at least one week before the final passage or adoption thereof. No franchise or right to occupy or use the streets, highways, bridges or public places in any such city shall be granted, renewed or extended, except by ordinance, and every franchise or grant for interurban or street railways, gas or water works, electric light or power plants, heating plants, telegraph or telephone systems, or other public service utilities within said city, must be authorized or approved by a majority of the electors voting thereon at a general or special election.

Sec. 13. No officer or employe elected or appointed in any such city shall be interested, directly or indirectly, in any contract or job for work or materials, or the profits thereof, or services to be furnished or performed for the city; and no such officer or employe shall be interested, directly or indirectly, in any contract or job for work or materials or the profits thereof, or services to be furnished or performed for any person, firm or corporation operating an interurban railway, street railway, gas works, water works, electric light or power plant, heating plant, telegraph line, telephone exchange, or other public utility within the territorial limits of said city. No such officer or employe shall accept or receive, directly or indirectly, from any person, firm or corporation operating within the territorial limits of said city, any interurban railway, street railway, gas works, water works, electric light or power plant, heating plant, telegraph line or telephone exchange, or other business using or operating under a public franchise, any frank, free pass, free ticket or free service, or accept or receive, directly or indirectly, from any such person, firm or corporation, any other service upon terms more favorable than is granted to the public generally. Any violation of the provisions of this section shall be a misdemeanor, and every such contract or agreement shall be void.

Such prohibition of free transportation shall not apply to policemen or firemen in uniform; nor shall any free service to city officials provided by any franchise or ordinance be affected by this section. Any officer or employe of such city who, by solicitation or otherwise, exerts his influence, directly or indirectly, to influence other officers or employes of such city to adopt his political views or to favor any particular person or candidate for office, or who shall in any manner contribute money, labor or other thing of value to any person for election purposes, shall be guilty of a misdemeanor and upon con-

viction shall be punished by a fine not exceeding Three Hundred Dollars (\$300.00), or by imprisonment in the county jail not exceeding thirty days.

Sec. 14. Immediately after organizing, the council shall, by ordinance, appoint three civil service commissioners, who shall hold office, one until the first Monday in April in the second year after his appointment, one until the first Monday in April of the fourth year after his appointment, and one until the first Monday in April of the sixth year after his appointment. Each succeeding council shall, as soon as practicable after organizing, appoint one commissioner for six years, who shall take the place of the commissioner whose term of office expires. The chairman of the commission for each biennial period shall be the member whose term first expires. No person while on the said commission shall hold or be a candidate for any office of public trust. Two of said members shall constitute a quorum to transact business. The commissioners must be citizens of Iowa, and residents of the city for more than three years next preceding their appointment.

The council may remove any of said commissioners during their term of office for cause, four councilmen voting in favor of such removal, and shall fill any vacancy that may occur in said commission for the unexpired term. The city council shall provide suitable rooms in which the said civil service commission may hold its meetings. They shall have a clerk, who shall keep a record of all its meetings, such city to supply the said commission with all necessary equipment to properly attend to such business.

(a) Before entering upon the duties of their office, each of said commissioners shall take and subscribe an oath, which shall be filed and kept in the office of the city clerk, to support the constitution of the United States and of the State of Iowa, and to obey the laws, and to aim to secure and maintain an honest and efficient force, free from partisan distinction or control, and to perform the duties of his office to the best of his ability.

(b) Said commission shall, on the first Monday of April and October of each year, or oftener if it shall be deemed necessary, under such rules and regulations as may be prescribed by the council, hold examinations for the purpose of determining the qualifications of applicants for positions, which examinations shall be practical and shall fairly test the fitness of the persons examined to discharge the duties of the position to which they seek to be appointed. Said commission shall, as soon as possible after such examination, certify to the council double the number of persons necessary to fill vacancies, who, according to its records, have the highest standing for the positions they seek to fill as a result of such examination, and all vacancies which occur, that come under the civil service, prior to the date of the next regular examination, shall be filled from said list so certified; provided, however, that should the list for any cause be reduced to less than three for any division, then the council or the head of the proper department may temporarily fill a vacancy, but not to exceed thirty days.

(c) All persons subject to such civil service examination shall be subject to removal from office or employment by the council for misconduct or failure to perform their duties under such rules and regulations as it may adopt, and the chief of police, chief of the fire department, or any superintendent or foreman in charge of municipal work, may peremptorily suspend or discharge any subordinate then under his direction for neglect of duty or disobedience of orders, but shall, within twenty-four hours thereafter, report such suspension or discharge, and the reason therefor, to the superintendent of his department, who shall thereupon affirm or revoke such discharge or suspension according to the facts.

Such employe or the officer discharging or suspending him may, within five days of such ruling, appeal therefrom to the council, which shall fully hear and determine the matter.

(d) The council shall have the power to enforce the attendance of witnesses, the production of books and papers, and power to administer oaths in the same manner and with like effect, and under the same penalties, as in the case of magistrates exercising criminal or civil jurisdiction under the statutes of Iowa.

Said commissioners shall make annual report to the council, and it may require a special report from said commission at any time; and said council may prescribe such rules and regulations for the proper conduct of the business of the said commission as shall be found expedient and advisable, including restrictions on appointment, promotions, removals for cause, roster of employes, certification of records to the auditor, and restrictions on payment to persons improperly employed.

(e) The council of such city shall have power to pass ordinances imposing suitable penalties for the punishment of persons violating any of the provisions of this act relating to the civil service commission.

(f) The provisions of this section shall apply to all appointive officers and employes of such city, except those especially named in Section Eight (8) of this act, commissioners of any kind (laborers whose occupation requires no special skill or fitness), election officials, and mayor's secretary and assistant solicitor, where such officers are appointed; provided, however, that existing employes heretofore appointed, or employed after competitive examination, or for long service under the provisions of Chapter Thirty-one (31), acts of the Twenty-ninth General Assembly, and subsequent amendments thereto, shall retain their positions without further examination unless removed for cause.

All officers and employes in any such city shall be elected or appointed with reference to their qualifications and fitness, and for the good of the public service, and without reference to their political faith or party affiliations.

It shall be unlawful for any candidate for office, or any officer in any such city, directly or indirectly, to give or promise any person or persons any office, position, employment, benefit, or anything of

value, for the purpose of influencing or obtaining the political support, aid or vote of any person or persons.

Every elective officer in any such city shall, within thirty days after qualifying, file with the city clerk, and publish at least once in a daily newspaper of general circulation, his sworn statement of all election and campaign expenses, and by whom such funds were contributed.

Any violation of the provisions of this section shall be a misdemeanor and be a ground for removal from office.

SEC. 15. The council shall each month print in pamphlet form a detailed itemized statement of all expenses of the city during the preceding month, and furnish printed copies thereof to the State library, the city library, the daily newspapers of the city, and to persons who shall apply therefor at the office of the city clerk. At the end of each year the council shall cause a full and complete examination of all the books and accounts of the city to be made by competent accountants, and shall publish the result of such examination in the manner above provided for publication of statements of monthly expenditures.

SEC. 16. If, at the beginning of the term of office of the first council elected in such city under the provisions of this act, the appropriations for the expenditures of the city government for the current fiscal year have been made, said council shall have power, by ordinance, to revise, repeal or change said appropriations and to make additional appropriations.

SEC. 17. In the construction of this act the following rules shall be observed, unless such construction would be inconsistent with the manifest intent or repugnant to the context of the statute:

1. The words "councilman" or "alderman" shall be construed to mean "councilman" when applied to cities under this act.

2. When an office or officer is named in any law referred to in this act, it shall, when applied to cities under this act, be construed to mean the office or officer having the same functions or duties under the provisions of this act, or under ordinances passed under authority thereof.

3. The word "franchise" shall include every special privilege in the streets, highways and public places of the city, whether granted by the State or the city, which does not belong to citizens generally by common right.

4. The word "electors" shall be construed to mean persons qualified to vote for elective offices at regular municipal elections.

SEC. 18. The holder of any elective office may be removed at any time by the electors qualified to vote for a successor of such incumbent. The procedure to effect the removal of an incumbent of an elective office shall be as follows: A petition signed by electors entitled to vote for a successor to the incumbent sought to be removed, equal in number to at least twenty per centum of the entire vote for all candidates for the office of mayor cast at the last preceding general municipal election, demanding an election of a successor of the person sought to be removed, shall be filed with the

city clerk, which petition shall contain a general statement of the grounds for which the removal is sought. The signatures to the petition need not all be appended to one paper, but each signer shall add to his signature his place of residence, giving the street and number. One of the signers of each such paper shall make an oath before an officer competent to administer oaths that the statements therein made are true as he believes, and that each signature to the paper appended is the genuine signature of the person whose name it purports to be. Within ten days from the date of filing such petition the city clerk shall examine and from the voters' register ascertain whether or not said petition is signed by the requisite number of qualified electors, and, if necessary, the council shall allow him extra help for that purpose; and he shall attach to said petition his certificate, showing the result of said examination. If by the clerk's certificate the petition is shown to be insufficient, it may be amended within ten days from the date of said certificate. The clerk shall, within ten days after such amendment, make like examination of the amended petition, and if his certificate shall show the same to be insufficient, it shall be returned to the person filing the same; without prejudice, however, to the filing of a new petition to the same effect. If the petition shall be found to be sufficient, the clerk shall submit the same to the council without delay. If the petition shall be found to be sufficient the council shall order and fix a date for holding the said election, not less than thirty days or more than forty days from the date of the clerk's certificate to the council that a sufficient petition is filed.

The council shall make or cause to be made publication of notice and all arrangements for holding such election, and the same shall be conducted, returned, and the result thereof declared, in all respects as are other city elections. The successor of any officer so removed shall hold office during the unexpired term of his predecessor. Any person sought to be removed may be a candidate to succeed himself, and unless he requests otherwise in writing, the clerk shall place his name on the official ballot without nomination. In any such removal election, the candidate receiving the highest number of votes shall be declared elected. At such election if some other person than the incumbent receives the highest number of votes, the incumbent shall thereupon be deemed removed from the office upon qualification of his successor. In case the party who receives the highest number of votes should fail to qualify within ten days after receiving notification of election, the office shall be deemed vacant. If the incumbent receives the highest number of votes, he shall continue in office. The said method of removal shall be cumulative and additional to the methods heretofore provided by law.

Sec. 19. Any proposed ordinance may be submitted to the council by petition signed by electors of the city equal in number to the percentage hereinafter required. The signatures, verifications, authentications, inspection, certification, amendment and submission of such petition shall be the same as provided for petitions under Section Eighteen (18) hereof.

If the petition accompanying the proposed ordinance be signed by electors equal in number to twenty per centum of the votes cast for all candidates for mayor at the last preceding general election, and contains a request that the said ordinance be submitted to a vote of the people if not passed by the council, such council shall either

(a) Pass said ordinance without alteration within twenty days after the attachment of the clerk's certificate to the accompanying petition, or

(b) Forthwith after the clerk shall attach to the petition accompanying such ordinance his certificate of sufficiency, the council shall call a special election, unless a general municipal election is fixed within ninety days thereafter, and at such special or general municipal election, if one is so fixed, such ordinance shall be submitted without alteration to the vote of the electors of said city.

But if the petition is signed by not less than ten nor more than twenty per centum of the electors, as above defined, then the council shall, within twenty days, pass said ordinance without change, or submit the same at the next general city election occurring not more than thirty days after the clerk's certificate of sufficiency is attached to said petition.

The ballots used when voting upon said ordinance shall contain these words: "For the ordinance" (stating the nature of the proposed ordinance), and "Against the ordinance" (stating the nature of the proposed ordinance). If a majority of the qualified electors voting on the proposed ordinance shall vote in favor thereof, such ordinance shall thereupon become a valid and binding ordinance of the city; and any ordinance proposed by petition, or which shall be adopted by a vote of the people, cannot be repealed or amended except by a vote of the people.

Any number of proposed ordinances may be voted upon at the same election, in accordance with the provisions of this section; but there shall not be more than one special election in any period of six months for such purpose.

The council may submit a proposition for the repeal of any such ordinance, or for amendments thereto, to be voted upon at any succeeding general city election; and should such proposition so submitted receive a majority of the votes cast thereon at such election, such ordinance shall thereby be repealed or amended accordingly. Whenever any ordinance or proposition is required by this act to be submitted to the voters of the city at any election, the city clerk shall cause such ordinance or proposition to be published once in each of the daily newspapers published in said city; such publication to be not more than twenty or less than five days before the submission of such proposition or ordinance to be voted on.

SEC. 20. No ordinance passed by the council, except when otherwise required by the general laws of the State or by the provisions of this act, except an ordinance for the immediate preservation of the public peace, health or safety, which contains a statement of its urgency and is passed by a two-thirds vote of the council, shall go into effect before

ten days from the time of its final passage; and if during said ten days a petition signed by electors of the city council in number to at least twenty-five per centum of the entire vote cast for all candidates for mayor at the last preceding general municipal election at which a mayor was elected, protesting against the passage of such ordinance, be presented to the council, the same shall thereupon be suspended from going into operation, and it shall be the duty of the council to reconsider such ordinance; and if the same is not entirely repealed, the council shall submit the ordinance, as is provided by Subsection b of Section Nineteen (19) of this act, to the vote of the electors of the city, either at the general election or at a special municipal election to be called for that purpose; and such ordinance shall not go into effect or become operative unless a majority of the qualified electors voting on the same shall vote in favor thereof. Said petition shall be in all respects in accordance with the provisions of said Section Nineteen (19) except as to the percentage of signers, and be examined and certified to by the clerk in all respects as is therein provided.

SEC. 21. Any city which has operated for more than six years under the provisions of this act may abandon such organization hereunder, and accept the provisions of the general law of the State then applicable to cities of its population, by proceeding as follows:

Upon the petition of not less than twenty per centum of the electors of such city a special election shall be called, at which the following proposition only be submitted: "Shall the city (name of city) abandon its organization under Chapter.....of the acts of the Thirty-second General Assembly, and become a city under the general law governing cities of like population?"

If the majority of the votes cast at such special election be in favor of such proposition, the officers elected at the next succeeding biennial election shall be those then prescribed by the general law of State for cities of like population, and upon the qualification of such officers such city shall become a city under such general law of the State; but such change shall not in any manner or degree affect the property, rights or liabilities of any nature of such city, but shall merely extend to such change in its form of government.

The sufficiency of such petition shall be determined, the election ordered and conducted, and the results declared, generally as provided by Section Eighteen (18) of this act, in so far as the provisions thereof are applicable.

SEC. 22. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and Des Moines Capital, newspapers published in Des Moines, Iowa.

Read first and second time and passed on file.

Senate File No. 111, a bill for an act relating to the organization and officers of cities and towns, amending Chapters Two (2) and Nine (9), Title Five (5) of the Code, and the law as it appears in the Supplement to the Code, and providing for the appoint-

ment of a board of public works and defining its duty and providing a penalty for the violation of the provisions of this act.

SENATE FILE NO. 111.

A BILL for an act relating to the organization and officers of cities and towns, amending Chapters Two (2), and Nine (9), Title Five (5) of the Code, and the law as it appears in the Supplement to the Code, and providing for the appointment of a Board of Public Works and defining its duty and providing a penalty for the violation of the provisions of this act.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Six Hundred and Forty-one (641) of the Code be amended by striking out the word "seven" in the seventh line thereof, and inserting in lieu thereof the word "five," and by striking out the word "three" in the eighth line thereof and inserting in lieu thereof the word "two."

SEC. 2. That Section Six Hundred and Forty-five (645) of the Supplement to the Code be repealed and the following enacted in lieu thereof:

City and town councils shall be composed as follows: In cities, two councilmen at large and one councilman from each ward; in towns, five councilmen at large.

SEC. 3. That Section Six Hundred and Forty-six (646) of the Code be repealed and the following enacted in lieu thereof:

On the organization of a city or town or on its reorganization after the change of its class, or at the first regular municipal election hereafter, a council shall be elected as follows, except that in those cities of the second class that elect a mayor in odd numbered years, the term of those councilmen expiring in 1908 is extended one year; in those cities of the second class that elect a mayor in the even numbered years the term of those councilmen expiring in 1909 is extended one year; and at the municipal election at which a mayor is elected in 1909 or 1910, as the case may be, the council shall be elected in accordance with the provisions of this act; by the election of two councilmen at large, but if any city embraces within its limits the whole or part of two or more townships, two of which contain one thousand or more electors, only one of the councilmen at large shall be chosen from any one township. There shall also be elected at the same time one councilman from each ward, who shall be chosen by the electors residing within the limits thereof. Thereafter, the successors of such councilmen at large and ward councilmen shall be chosen at the regular biennial election and shall hold office for two years.

In towns, at the first municipal election at which a mayor is to be elected after the year 1908, the officers and members of the council

shall be elected under the provisions of this act, and the term of all councilmen heretofore or hereafter elected shall expire in such year; and the term of those councilmen whose terms expire previous to such year is hereby extended to such time.

SEC. 4. That Section Six Hundred and Forty-seven (647) of the Code be repealed and the following enacted in lieu thereof:

In all cities of the first class there shall be elected biennially a mayor, solicitor, treasurer, auditor, city engineer, assessor, and in cities where there is no superior court, a police judge.

SEC. 5. That Section Six Hundred and Forty-eight (648) of the Code is hereby repealed and the following enacted in lieu thereof:

In cities of the second class there shall be elected biennially a mayor, solicitor, treasurer and assessor, except that in cities of four thousand population or less, the solicitor shall be appointed by the council.

SEC. 6. That Section Six Hundred and Forty-nine (649) of the Code is hereby repealed and the following enacted in lieu thereof:

In towns there shall be elected biennially a mayor, treasurer and assessor.

SEC. 7. That Section Six Hundred and Fifty-one (651) of the Code is hereby repealed and the following enacted in lieu thereof:

In all cities and towns, the council, at its first meeting after the biennial election, shall appoint a clerk, and in cities of four thousand population or less, shall appoint a solicitor.

SEC. 8. That Section Six Hundred and Fifty-two (652) of the Code is hereby repealed and the following enacted in lieu thereof:

The officers to be appointed by the mayor shall be as follows:

1. The mayor of each city or town shall appoint a health physician, street commissioner and a marshal, who shall be ex-officio chief of police, and may also appoint one or more deputy marshals. In cities and towns he shall appoint as many policemen as the council, by general ordinance, shall direct, and such officers shall hold their positions during the pleasure of the mayor. He shall also appoint such officers as shall be provided by ordinance. He may also, in cases of emergency, appoint such number of special policemen as he may think proper, reporting such special appointment to the council at its next regular meeting. All such special appointments to continue in force until such meetings, unless sooner terminated by the mayor. In cities having a board of police and fire commission, policemen shall be appointed as provided in the act creating such board.

2. In cities of the first class, he shall appoint, when deemed necessary, a wharf master. If there is a board of public works, such board shall appoint the street commissioner.

SEC. 9. That Section Six Hundred and Fifty-five (655) of the Code be amended by striking out the words "the election at any regular municipal election or for" in the second line thereof and inserting after the word "appointment" in the third line thereof the words "by the mayor."

SEC. 10. That Section Six Hundred and Fifty-seven (657) of the Code be repealed and the following enacted in lieu thereof:

All persons appointed to office in any city or town may be removed by the officer or body making the appointment, but every such removal shall be by written order, which shall give the reasons therefor, and shall be filed with the city clerk.

SEC. 11. That Paragraph Five (5) of Section Six Hundred and Fifty-eight (658) of the Supplement to the Code be repealed and the following enacted in lieu thereof:

He shall be the presiding officer of the council, with the right to vote only in case of a tie.

SEC. 12. That Section Six Hundred and Sixty-one (661) of the Supplement to the Code be amended by striking out the words "such appointment to be confirmed by the council" in the fourth line thereof.

SEC. 13. In any city having a population of thirty thousand or more the council may by ordinance establish a board of public works and in cities having a population of fifty thousand or more there is hereby created a board of public works. Such board of public works shall consist of two members residents of the city, to be appointed by the mayor, and upon the establishment of said board one member shall be appointed for two years, and one for three years, and their successors shall be appointed for three years. The members shall hold office until their successors are appointed and qualified. The mayor shall have the power to remove any member of the board of public works for cause at any time. Vacancies shall be filled by the mayor. No member of the council or city official shall be a member of such board. The provisions of this section shall not affect the terms of those now constituting the board of public works in those cities in which a board of public works has heretofore been established by ordinance, but the successors to such members shall be appointed under the provisions of this act.

SEC. 14. Section Eight Hundred and Sixty-five (865) of the Code is hereby repealed and the following enacted in lieu thereof:

The board shall consult the city engineer regarding the plans and specifications and the advisability of doing or making contemplated improvements or work, and he shall from time to time furnish it with the estimates of the cost of material and plans and specifications for any work to be ordered or advertised to be done, and report to the board whether such improvement or work is made and completed according to contract. Whenever the members of the board of public works are unable to agree upon any matter which is before it for decision, including the appointment of agents and employes, the city engineer shall decide such matters or appointments and his decision shall be the decision of the board of public works. Such decision shall be rendered in writing and shall be filed in the office of the board of public works and when so filed shall have the force and effect of a finding or determination by the board of public works.

SEC. 15. Section Eight Hundred and Sixty-seven (867) of the Code is hereby amended by striking out all of such section after the word "used" in the twelfth line thereof.

SEC. 16. Section Eight Hundred and Seventy-one (871) of the Code is hereby amended by adding thereto the following:

No claim for any work done or material furnished in the construction of any public improvement shall be allowed by the council unless the same has first been approved by the board of public works.

SEC. 17. Section Eight Hundred and Seventy-three (873) of the Code is hereby amended by striking out the words "subject to the approval of the council" in the second line thereof, and by striking out all of the said section after the word "work" in the third line thereof.

SEC. 18. All executive functions, powers and duties in cities and towns shall be exercised and performed by the mayor and other elective and appointive officers and boards as provided by law and neither the council nor the members thereof shall exercise any executive function unless expressly conferred by law.

SEC. 19. No officer, including members of the city council, shall be interested, directly or indirectly, in any contract or job or work or material or the profits thereof or services to be furnished or performed for the city or town. No such officer shall accept or receive, directly or indirectly, from any person, firm or corporation operating within the said city or town, any railway, interurban railway, street railway, gas works, water works, electric light or power plants, telegraph line or telephone exchange or other business using a public franchise, any frank, free pass or ticket or other service upon terms more favorable than is granted to the public generally, except where, by franchise granted by the municipality to any such person or corporation, any officers of said municipality are granted such privilege as part of such franchise, and except that members of the police and fire departments of any city or town shall be carried without charge. Any violation of the provisions of this section shall be a misdemeanor.

SEC. 20. This act, being deemed of immediate importance, shall take effect and be in force from and after its passage and its publication in the Register and Leader and the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

Read first and second time and passed on file.

Senate File No. 30, a bill for an act to revise the law relating to the sentence and commitment of persons convicted of crime, and providing for a system of reform and parole and to create the necessary officers therefor, defining their powers and duties, and to fix their compensation, and appropriating the money necessary to carry the same into effect, and to repeal all acts and parts of acts in conflict therewith.

SENATE FILE NO. 30.

A BILL for an act to revise the law relating to the sentence and commitment of persons convicted of crime, and providing for a system of

reform and parole, and to create the necessary officers therefor, defining their powers and duties, and to fix their compensation, and appropriating the money necessary to carry the same into effect, and to repeal all acts and parts of acts in conflict therewith.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. Hereafter the penitentiary at Anamosa shall be officially known and designated as "The Reformatory," and shall be the reformatory department of the State Penitentiary of Iowa.

SEC. 2. Any male person who shall be committed to the penitentiary after the 4th day of July, 1907, and who at the time of commitment is between the ages of sixteen and thirty years and who has never before been convicted of a felony, shall be confined in the reformatory; provided, however, that all male persons committed to life imprisonment or for rape, sodomy, incest, robbery, breaking and entering a dwelling house in the night time with the intent to commit therein a public offense, or for treason, shall be kept in the penitentiary at Fort Madison.

SEC. 3. The criminal insane shall continue to be confined in the insane department at Anamosa, as provided in Section Fifty-seven Hundred and Nine (5709) of the Code.

SEC. 4. Any male prisoner confined in the reformatory may be transferred to the penitentiary at Fort Madison, upon order of the Board of Control, for violation of the rules of the reformatory or for insubordination, and a like transfer may be ordered by said board whenever it shall be of the opinion that a prisoner is not a hopeful subject for reformatory treatment.

SEC. 4½. If it shall appear at any time after conviction and incarceration in the reformatory that a prisoner was over thirty years of age at the time of commitment, he shall be at once transferred to the prison at Fort Madison, and he shall likewise be transferred if it shall appear that he had, prior to the last conviction, been convicted of a felony in Iowa or elsewhere.

SEC. 5. The Board of Control may retain in the reformatory such persons as have been or are committed to the penitentiary at Anamosa for crimes committed on or prior to July 4, 1907, except that all persons convicted of murder in the first degree and all persons sentenced to life imprisonment shall be kept and confined in the prison at Fort Madison, and a transfer shall be made as soon as reasonably convenient after July 4, 1907, from the reformatory to the prison at Fort Madison of the persons named in this exception; provided, that prisoners convicted for life who are now beyond fifty-five years of age shall not be removed.

SEC. 6. Whenever there is unoccupied room in the reformatory, and the prison at Fort Madison is overcrowded, the Board of Control may, in its discretion, transfer from the prison at Fort Madison well-behaved and most promising convicts who are confined for their first offenses.

SEC. 7. The inmates of the reformatory shall be employed only on State account, which employment shall be conducive to the teaching of useful trades and callings, so far as is practicable, and the intellectual and moral development of the inmates; provided, however, that the inmates of the reformatory may be employed to complete any contracts for prison labor to be performed in the penitentiary at Anamosa.

SEC. 8. The Board of Control shall cause to be kept at the reformatory and penitentiary such registers and records of prisoners for the use of the Board of Parole as may be approved by the Executive Council.

SEC. 9. After July 4, 1907, whenever any person over sixteen years of age is convicted of a felony, committed subsequent to July 4, 1907, except treason or murder, the court imposing a sentence of confinement in the penitentiary shall not fix the limit of duration of the same but the term of such imprisonment shall not exceed the maximum term provided by law for the crime of which the prisoner was convicted; provided, that if a person be sentenced for two or more separate offenses and the second or further term is ordered to begin at the expiration of the first and such succeeding term of sentence is specified in the order of commitment, the several terms shall, for the purpose of this act, be construed as one continuous term of imprisonment; and, provided, that where one is convicted of a felony that is punishable by imprisonment in the penitentiary, or by fine, or by imprisonment in the county jail, or both, the court may impose the lighter sentence if it so elect.

SEC. 10. Prior to the adjournment of the Thirty-second General Assembly, the Governor, with the advice and consent of the Senate, shall appoint three electors of the State, not more than two of whom shall belong to the same political party, and one member of whom shall be a duly licensed attorney at law, as members of a board to be known as a Board of Parole. Said members shall hold office, as designated by the Governor, for two, four and six years, respectively; subsequent appointments shall be made as provided above, and shall be for a term of six years, except appointments to fill vacancies, which shall be for the unexpired term. The terms of the members first appointed shall commence July 1, 1907, and the chairman of the board shall be the member whose term first expires. Appointments made when the General Assembly is not in session shall be subject to the approval of the Senate when next in session. A suitable office at the Capitol shall be provided for the use of said board, with such furniture and office supplies as shall be reasonably necessary for the use of the same, and such board shall hold at least four sessions each calendar year. They shall receive as compensation Ten Dollars (\$10.00) per day for the time actually spent in discharge of the duties of this office, not to exceed One Thousand Dollars (\$1,000.00) each per annum, and all necessary expenses while on official business. The Board of Parole shall employ a competent secretary, who shall receive a salary not to exceed Two Thousand Dollars (\$2,000.00) per year and necessary traveling expenses when on official business required and designated by the board. He shall keep records and perform such duties as State agent or otherwise as shall be prescribed by the board.

They may employ such other employes as the Executive Council may authorize by written resolution.

SEC. 11. There is hereby appropriated from any funds in the State Treasury, not otherwise appropriated, sufficient thereof to pay the salaries and expenditures herein authorized.

SEC. 12. The secretary and other employes shall be entitled to their necessary traveling expenses by the nearest traveled and practicable routes

incurred in going from Des Moines to the penitentiaries or other places in the State when on official business. No expenditure for traveling expenses to other States shall be made by the board to any officer or agent thereof unless the authority to make such trip is granted at a meeting of the board upon a written resolution adopted by the board, which shall state the purpose of such trip and the reason the same is deemed necessary. Emergency trips may be made upon written order of the chairman, which shall be reported to the board at its next meeting.

Sec. 13. Before any expenses or per diem of the members of the board or any officer or agent thereof, or any expenses incurred by others under the direction of the board, shall be paid, a minutely itemized statement of such expenditures shall be presented to the proper authorities, duly verified, which certification shall aver that the expense bill is just, accurate and true, and is claimed for cash expenditures or cash disbursements truly and actually paid and made to the parties named, as shown by said statement herein. Unless the said statement is so verified and duly audited, payment thereof shall not be made. The expense bills of the members of the board, the secretary and its other employes, when so verified, shall be presented to the Executive Council for their written audit before payment is made.

The salaries and actual expenses of the board, the secretary and other employes shall be paid monthly by the Treasurer of State, upon the warrant of the Auditor of State.

Sec. 14. The Board of Parole shall have power to establish rules and regulations under which it may allow prisoners within the penitentiaries, other than prisoners serving life terms, to go upon parole outside the penitentiary buildings, enclosures and appurtenances, but to remain while on parole in the legal custody of the wardens of the penitentiaries and under the control of the said Board of Parole and subject, at any time, to be taken back and confined within the penitentiary; and the board shall have full power to enforce such rules and regulations and to retake and re-imprison any such parole convict. The order of said board, certified by its secretary, shall be a sufficient warrant for any peace officer to arrest and take into actual custody or to return to the penitentiary specified in the order any prisoner conditionally released, or paroled by said board; and it is hereby made the duty of all peace officers to execute such order the same as any other criminal process and they shall receive the same fees as sheriffs for like services, the same to be paid from the ordinary expense fund of the penitentiaries, but no person shall be released on parole before the expiration of the maximum term provided by law for the punishment of the crime of which he was convicted until the Board of Parole shall have satisfactory evidence that arrangements have been made for his employment or maintenance for at least six months. The time when a prisoner is upon parole or absent from the penitentiary shall not be held to apply upon his sentence if he shall violate the terms of his parole.

Sec. 14½. The Board of Parole may institute any inquiry it may deem expedient in regard to any prisoner or application for pardon, final discharge, or parole; but said board shall not receive, unsolicited by them, any petition or communication or argument in regard to said application, unless provided for in their adopted rules.

SEC. 15. It shall be duty of the Board of Parole to keep in communication, so far as possible, with all persons who are on parole and when, in their opinion, any prisoner who has served not less than twelve months of the parole acceptably, has given such evidence as is deemed reliable and trustworthy that he is and will continue to be a law-abiding citizen and that his final release is not incompatible with the welfare of society; and when the said Board of Parole shall have procured, as far as possible, all facts relating to the history of such paroled prisoner, both before and after his confinement and parole, and his record while detained, the Board of Parole shall recommend to the Governor the discharge of such prisoner from further liability under his sentence. Said recommendation shall be entered on a proper record, kept by said board for that purpose, and a certified copy of the order of discharge, when made by the Governor, shall be filed with the clerk of the court in which said prisoner was sentenced to the penitentiary. All papers and documents relating to the pardon of any person shall, upon the granting of such pardon, become a part of the files of the Governor's office.

SEC. 16. Nothing in this act contained shall be construed as impairing the power of the Governor under the Constitution, to grant pardons, or reprieves, or commutations of sentence.

SEC. 17. Upon the release of any prisoner upon parole, he shall be furnished with clothing and money as provided in Section Fifty-six Hundred and Eighty-four (5684) of the Code and transportation to his place of employment; provided, that no further allowance shall be made if final discharge is granted while on parole.

SEC. 18. It shall be the duty of the Board of Parole, under the direction of the Governor, to take charge of all correspondence in reference to the pardon of persons convicted of crimes and to carefully investigate each application, and to file its recommendations with the Governor with its reasons for the same.

SEC. 19. All acts and parts of acts which are in conflict with this act are hereby repealed in so far as they shall apply to persons convicted of crime committed after the 4th day of July, 1907. This act shall not operate, however, to repeal any of the laws now in force, in so far as they may relate to persons that have heretofore been convicted of a crime under the laws of the State of Iowa, or to any persons that shall hereafter be convicted of a crime committed on or before the 4th day of July, 1907, and the rights under the law of all prisoners that are now or hereafter may be committed to the penitentiary for crimes committed on or prior to the 4th day of July, 1907, are expressly preserved to them. This act shall not operate in any way to repeal any laws that refer to the sentence of persons hereafter convicted of murder in the first or second degree, or treason.

SEC. 20. It shall be the duty of the clerk of any court in which a prisoner shall be sentenced to the penitentiary, to furnish the Board of Parole a record containing a copy of the indictment with the minutes of testimony attached thereto; and the name and residence of the judge presiding at the trial, and of the county attorney who prosecuted said prisoner; also the jurors and witnesses sworn at the trial. The county attorney who prosecuted said prisoner and the presiding judge shall,

when requested by the Board of Parole, furnish to it a full statement of all the facts and circumstances connected with the commission of the crime of which the prisoner is convicted, so far as known or believed by them.

Sec. 21. The Board of Parole may render such assistance as may be deemed necessary to the success of the parole system, in the procuring of employment with trustworthy employers for prisoners about to be paroled; and necessary expenses incident thereto, not already provided for, shall be paid as other expenses of the board.

It is hereby made the duty of every public officer to whom inquiry may be addressed by the Board of Parole concerning any prisoner to give said board all information possessed or accessible to him which may throw light upon the question of the fitness of said prisoner to receive the benefits of parole.

Sec. 22. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and Des Moines Capital, newspapers published in Des Moines, Iowa.

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

On request of Holmes of Kossuth, Senate File No. 30 was ordered printed in the Journal and placed on the Calendar.

On request of Schulte of Clayton, Senate File No. 111 was ordered printed in the Journal and made a special order for Monday, March 25, at 2 P. M.

Sullivan of Polk moved that Senate File No. 212 be printed in the Journal and made a special order for Tuesday, March 26th, at 10 A. M.

Motion prevailed.

#### CONSIDERATION OF BILLS.

On motion of Nix of Union, Senate File No. 289, a bill for an act to amend the law as it appears in Section Five (5), Chapter One Hundred and Nine (109) of the laws of the Thirty-first General Assembly, and to require assessors to report deaths occurring in their respective districts, with report of committee recommending passage, was taken up and considered.

Mr. Nix moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Conn, Cottrell, DeMar,

Dewell, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Fenn, Flugum, Greenwood, Grier, Hambleton, Hanson, Harvey, Heles, Hickey, Hume, Inman, Jewell, Kendall, Koontz, Lister, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—70.

The nays were :

None.

Absent or not voting :

Arney, Bascom, Beery, Calkins, Cassady, Clary, Corrie, Darrah, Dodds, Doran, Drury, Earle, Feely, Felt, Fox, Geneva, Hackler, Hanna, Harding, Holmes, Jones, Kelley, Kellogg, Kull, Lee, Lowrey, Marston, Meredith, Miller of Bremer, Price, Reitz, Schroeder, Sheldon, Sidey, Sparks, Springer, Stoltenberg, Wolfe—38.

So the bill passed and the title was agreed to.

On motion of Weeks of Guthrie, Senate File No. 201, a bill for an act to repeal the law as it appears in Section Thirteen Hundred and Forty-seven-a (1347-a) of the Supplement to the Code and Chapter Forty-eight (48), acts of the Thirtieth General Assembly, relating to the vocation of peddlers, defining the term peddlers so as to include transient merchants and itinerant vendors selling by sample or by taking orders for immediate or future delivery, and to enact a substitute therefor, with report of committee recommending passage, was taken up and considered.

Weeks of Guthrie moved to amend Senate File No. 201 by striking from the title thereof the following words: "The law as it appears in Section Thirteen Hundred Forty-seven-a (1347-a) of the Supplement to the Code and." Also, the same words as they appear in Section One (1) of said bill, and the dollar marks and figures and parentheses wherever they appear in said bill, and to add, following the word "production" in the last line of Section One (1) of said bill, the following words: "Either by themselves or employes," and to strike the word "Daily" from Section Two (2) of said bill.

Amendments adopted.

Jewell of Winneshiek moved to amend Senate File No. 201 by striking the period (.) at the end of line sixteen of the printed bill

and insert in lieu thereof a comma (,) and adding the following: "nor to local country merchants bona fide residents and taxpayers of the region in which they are doing business.

Amendment adopted.

Weeks of Guthrie moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bauman, Bixby, Blackmore, Brandes, Calkins, Clarke, Conn, Darrah, Dewell, Dodds, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Flugum, Greenwood, Grier, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Pierce, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Stewart, Stillman, Sullivan, Swift, Teter, Weeks, Welden, Wilson, Youde, Mr. Speaker—73.

The nays were:

Bergeson, DeMar, Doran, McAllister, Paul, Price, Swan—7.

Absent or not voting:

Bascom, Beery, Bonwell, Cassady, Clary, Corrie, Cottrell, Drury, Fenn, Fox, Geneva, Hackler, Holmes, Jones, Kelley, Lee, Meredith, Offill, Reitz, Schroeder, Sidey, Sparks, Springer, Stoltenberg, Van Houten, Webster, White, Wolfe—28.

So the bill passed and the title was agreed to.

On motion of Bixby of Delaware, Senate File No. 160, a bill for an act to amend the law as it appears in Section One Hundred and Sixty-eight (168) and Section Twenty-six Hundred and Thirty-four-a (2634-a) of the Supplement to the Code, providing for furnishing the Educational Board of Examiners with supplies and printing and for the payment of the expenses of the Educational Board of Examiners, was taken up and considered.

Mr. Bixby moved that the rule be suspended and that the bill

be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Darrah, DeMar, Dewell, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Felt, Grier, Hanson, Heles, Hume, Inman, Jewell, Kendall, Lister, Lowrey, McAllister, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Reaney, Schulte, Smith, Stewart, Stillman, Swan, Webster, Welden, White, Wilson, Youde, Mr. Speaker—52.

The nays were:

Cottrell, Kull, McDonald, Pierce, Price, Ritter, Schoenenberger—7.

Absent or not voting:

Balluff, Bascom, Bauman, Bergeson, Cassady, Clary, Conn, Corrie, Dodds, Doran, Dow, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood Hackler, Hambleton, Hanna, Harding, Harvey, Hickey, Holmes, Jones, Kelley, Kellogg, Koontz, Lee, McElrath, Maben, Mann, Meredith, Miller of Bremer, Reitz, Schroeder, Shaffer, Sheldon, Sidey, Sparks, Springer, Stoltenberg, Sullivan, Swift, Teter, Van Houten, Weeks, Wolfe—49.

The bill having failed to receive a constitutional majority was declared lost.

Doran of Boone moved that the House proceed to consider House bills on the Calendar in preference to Senate bills.

Motion prevailed.

On motion of McElrath of Woodbury, House Joint Resolution No. 5, joint resolution providing for the appointment of a commission to inquire into the subject of taxation for State and local purposes and the expediency of revising and amending the laws relating thereto and making an appropriation therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Moore of Linn moved to amend House Joint Resolution No. 5 by striking from the third line to the last line in Section One (1) following the words "Speaker of the House" the words "from

the House," and by striking from the next to the last line of Section One (1) following the words "President of the Senate" the words "from the Senate."

Amendment adopted.

Swift of Shelby moved to amend House Joint Resolution No. 5 by striking out the words and figures "seven thousand five hundred dollars (\$7,500)" in Section Four (4) and inserting in lieu thereof the words and figures "five thousand dollars (\$5,000)."

Point of order raised that the subject matter in the amendment offered having been disposed of by the adoption of the committee amendments.

Point of order sustained and amendment ruled out of order.

On motion of Kellogg of Harrison, the previous question was ordered.

McElrath of Woodbury moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the House joint resolution was read a third time.

#### HOUSE JOINT RESOLUTION NO. 5.

SECTION 1. Within twenty days after this act takes effect, there shall be appointed, in the manner hereinafter provided, five persons, whose duty it shall be to inquire into the subject of assessment and taxation for State and local purposes, the operation and effect of the laws relating thereto, and the expediency of revising and amending such laws, so as to establish a more equal and just system of raising necessary public revenues, and report to the Secretary of State for distribution to the members of the Thirty-third General Assembly on or before November 15, 1908, the result of their investigation, together with bills to carry out the recommendation of the commission in regard to the revision and amendment of the tax laws of the State. Three of the persons shall be appointed by the Speaker of the House and two of the persons shall be appointed by the President of the Senate.

SEC. 2. Said commission is hereby authorized and empowered to require and enforce the attendance of witnesses and the production of books and papers and to administer oaths and to employ counsel, experts, stenographers, clerks, and such other employes as may be necessary for the purpose of their investigation and report.

SEC. 3. The members of the commission shall receive as compensation for said services Ten Dollars (\$10.00) per day each for each day in attendance upon the meetings of the commission, together with their actual and necessary expenses incurred in the performance of his duties, under the provisions of this act, to be paid from the treasury upon the order of the Executive Council.

SEC. 4. The amount of money authorized by this act, for the purpose herein provided, shall not exceed Seven Thousand Five Hundred Dollars (\$7,500.00), which sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury not otherwise appropriated.

SEC. 5. The printing and binding of said report, and all expenses connected therewith, shall be at the cost of the State, as provided by law.

On the question, "Shall the House joint resolution pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn, Cottrel, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sparks, Stewart, Stillman, Sullivan, Swift, Teter, Van Houten, Welden, White, Wilson, Youde, Mr. Speaker—79.

The nays were:

Baird, Doran, Price—3.

Absent or not voting:

Bascom, Cassady, Clary, Corrie, Darrah, Earle, Feely, Fox, Geneva, Heles, Holmes, Hume, Maben, Mercer, Meredith, Miller of Bremer, Reitz, Schroeder, Sidey, Smith, Springer, Stoltenberg, Swan, Webster, Weeks, Wolfe—26.

So House Joint Resolution No. 5 passed and the title was agreed to.

On motion of Jewell of Winneshiek, House File No. 447, a bill for an act to change the name of a certain river in northeastern Iowa, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were :

Allred, Arney, Baird, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Conn, Cottrell, Darrah, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Greenwood, Harding, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McElrath, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Sparks, Springer, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Youde, Mr. Speaker—76.

The nays were :

Price—1.

Absent or not voting :

Anderson, Balluff, Bascom, Beery, Calkins, Cassady, Clary, Corrie, DeMar, Feely, Fox, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Hume, Lee, McDonald, Maben, Meredith, Miller of Bremer, Reitz, Schroeder, Sheldon, Sidey, Stewart, Weeks, Wolfe—31.

So the bill passed and the title was agreed to.

On motion of Clarke of Jefferson, House File No. 266, a bill for an act to repeal Section Two Thousand Five Hundred and Seventy-eight (2578) of the Code, and to enact a substitute therefor, relating to the revocation of physicians' certificates, with report of committee recommending passage, was taken up and considered.

Sullivan of Polk moved to amend House File No. 266 by striking out the words "by letter or" in the fifth line of Section One (1) of the printed bill.

Amendment adopted.

Kellogg of Harrison moved to amend House File No. 266 by striking out of lines six and seven of Section One (1) of the printed bill the following words: "or who is guilty of fraudulent representations as to his skill and ability."

Amendment lost.

Miller of Bremer moved to amend House File No. 266 by striking out of line seven of Section One (1) the words "or who is guilty of gross unprofessional conduct."

Amendment lost.

Clarke of Jefferson moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Conn, Darrah, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Greenwood, Grier, Harding, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Sparks, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Youde—80.

The nays were:

Kellogg—1.

Absent or not voting:

Bascom, Calkins, Cassady, Clary, Corrie, Cottrell, DeMar, Dunn, Feely, Fox, Geneva, Hackler, Hambleton, Hanna, Hanson, Harvey, Hume, Maben, Moore, Reitz, Schroeder, Sidey, Springer, Stoltenberg, Weeks, Wolfe, Mr. Speaker—27.

So the bill passed and the title was agreed to.

On motion of Sparks of Wapello, House File No. 307, a bill for an act to amend Section Three Hundred and Fifty-four (354) of the Code, relating to fees and mileage of jurors, with report of committee recommending passage, was taken up and considered.

Sparks of Wapello moved to amend House File No. 307 by striking out the word "since" in line two of the printed bill and to

insert in lieu thereof the word "sense;" by inserting the words "of the Code" after the figures "354" in line one.

Amendment adopted.

Drury of Sac moved to amend House File No. 307 by striking out the word "two" in line six of the printed bill and to insert in lieu thereof the word "three."

Amendment adopted.

Sparks of Wapello moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Elliott, Feay, Felt, Fenn, Flugum, Greenwood, Harding, Hickey, Holmes, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald, McElrath, Mann, Mason, Mercer, Miller of Dubuque, Moore, Nix, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Welden, White, Wilson, Youde—71.

The nays were:

Dye of Decatur, Meredith, Price, Teter, Mr. Speaker—5.

Absent or not voting:

Beery, Cassady, Clary, Corrie, Dye of Pottawattamie, Earle, Feely, Fox, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hume, Jones, Lee, Lister, Maben, Marston, Miller of Bremer, Morris, Offill, Reitz, Schroeder, Sheldon, Sidey, Webster, Weeks, Wolfe—32.

So the bill passed and the title was agreed to.

Unanimous consent having been given, Schoenenberger of Madison withdrew House File No. 5 from the Committee on Elections and further consideration of the House.

On request of McAllister of Linn, House File No. 79 was made a special order for 2 o'clock this afternoon.

Sullivan of Polk moved to reconsider the vote by which the report of the Committee on Municipal Corporations on House File No. 418 was adopted, and moved that the bill be re-referred to the Committee on Municipal Corporations.

Motion prevailed.

On motion of Harding of Woodbury, the House adjourned until 1:30 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

On request of McAllister of Linn, leave of absence was granted Fenn of Clarke until Monday.

MOTIONS TO RECONSIDER.

The following motions to reconsider were filed:

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 10 passed the House and by which it passed to its third reading.

L. D. TETER.

I second the motion.

CHAS. L. MARSTON.

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 160 passed the House and by which it passed to its third reading.

EDWARD McDONALD.

I second the motion.

H. L. PIERCE.

MR. SPEAKER—I move to reconsider the vote by which House Joint Resolution No. 5 passed the House and by which it passed to its third reading.

W. W. MCELBATH.

Unanimous consent having been given, Darrah of Lucas withdrew House File No. 395, Special Order No. 12, from the further consideration of the House.

On request of Harding of Woodbury, Senate File No. 196 was made a special order for Monday morning, March 25, at 11 o'clock.

## INTRODUCTION OF BILLS.

By Jones of Montgomery, House File No. 455:

A BILL for an act to amend Chapter Eighty (80) of the acts of the Thirtieth General Assembly, relating to State hospitals for inebriates, and to furnish additional provision in regard to commitments to and release from such hospitals.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Seven (7) of Chapter Eighty (80) of the acts of the Thirtieth General Assembly is hereby amended by adding thereto the following:

Provided, that before a person shall be committed to a State hospital for inebriates, satisfactory evidence shall be submitted to the trial court or judge, showing that the person committed is not of bad repute or of bad character apart from his or her habits, for which the commitment is made, and that there is a reasonable ground for believing that the person, if committed, will be cured of such habit; and,

Provided, further, that the Board of Control of State Institutions may discharge any person committed to a State hospital under the provisions of this act on the recommendation of the superintendent when satisfied that such person will not receive substantial benefit from further hospital treatment.

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Read first and second time, passed on file and ordered printed in the Journal.

## CONSIDERATION OF BILLS.

On motion of Harding of Woodbury, Senate File No. 215, a bill for an act to amend the law as it appears in Sections Six Hundred and Seventy-nine-a (679-a), Six Hundred and Seventy-nine-f (679-f), Six Hundred and Seventy-nine-g (679-g) and Six Hundred and Seventy-nine-h (679-h) of the Supplement to the Code, relating to Board of Police and Fire Commissioners in certain cities of the first class, and providing for the taking effect thereof, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Calkins, Clarke, Conn, Darrah, DeMar, Dodds, Doran, Drury, Dye of Decatur, Earle, Feay, Felt, Fenn, Flugum, Fox, Grier, Harding, Heles, Hickey, Holmes, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Lister, Lowrey, McAllister, McDonald, McElrath, Marston, Mason, Mercer, Meredith, Miller of Bremer, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schulte, Shaffer, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Welden, Wilson, Wolfe, Youde, Mr. Speaker—75.

The nays were:

Miller of Dubuque, Schoenenberger—2.

Absent or not voting:

Bonwell, Cassady, Clary, Corrie, Cottrell, Dewell, Dow, Dunn, Dye of Pottawattamie, Elliott, Feely, Geneva, Greenwood, Hacker, Hambleton, Hanna, Hanson, Harvey, Hume, Inman, Kull, Lee, Maben, Mann, Schroeder, Sheldon, Sidey, Sparks, Van Houten, Weeks, White—31.

So the bill passed and the title was agreed to.

On motion of Kellogg of Harrison, Senate File No. 314, a bill for an act to legalize certain ordinances and official acts of the town council of Mondamin, Harrison county, Iowa, with report of committee recommending passage, was taken up and considered.

Mr. Kellogg moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Conn, Darrah, Dewell, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fox, Greenwood, Grier, Hanna, Harding, Heles, Holmes, Inman, Jewell, Jones, Kellogg, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer,

Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Beery, Bergeson, Bonwell, Calkins, Corrie, Cottrell, DeMar, Dodds, Dunn, Fenn, Flugum, Geneva, Hackler, Hambleton, Hanson, Harvey, Hickey, Hume, Kelley, Kendall, Maben, Reitz, Schroeder, Van Houten, White—25.

So the bill passed and the title was agreed to.

The time having arrived for special order, by unanimous consent, on motion of McAllister of Linn, House File No. 79, a bill for an act providing for the compilation of a roster of Iowa soldiers, sailors and marines in the war with Mexico and the War of the Rebellion, the Spanish-American and Philippine wars, including military service in the Spirit Lake expedition, and other service against the Indians, and of soldiers, sailors and marines of other states and territories living in Iowa, and making an appropriation therefor, with report of committee recommending indefinite postponement and report of minority recommending passage, was taken up and considered.

Jones of Montgomery moved to refer House File No. 79 with reports to a special committee.

Motion prevailed, and House File No. 79 with reports was so referred.

Speaker appointed as such committee: Allred of Wayne, Fox of Dallas, Blackmore of Worth, Bonwell of Audubon, Cassady of Monona, Clarke of Jefferson, Dow of Franklin, Dunn of Jackson, Earle of Allamakee, Feely of Black Hawk, McAllister of Linn, Mann of Fremont, Mercer of Pocahontas, Moore of Linn, Nix of Union, Offill of Jasper, Van Houten of Taylor, Welden of Hardin.

On motion of Webster of Muscatine, the remarks made by McAllister of Linn upon House File No. 79, were ordered printed in the Journal for Monday, March 25.

On motion of Meredith of Cass, Senate File No. 236, a bill for an act defining the relations between employer and employe with respect to assumption of risk and providing what shall constitute notice thereof, with report of committee recommending passage, was taken up and considered.

Meredith of Cass moved to amend Senate File No. 236 by striking out the word "and" in line ten of Section One (1), as printed in the Journal, and to insert in lieu thereof the word "or."

Amendment adopted.

Mr. Meredith moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Bauman, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fox, Grier, Hanna, Hanson, Harding, Heles, Holmes, Inman, Jewell, Kelley, Kellogg, Kendall, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Nix, Pierce, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Sparks, Stewart, Stillman, Sullivan, Swan, Teter, Van Houten, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—70.

The nays were:

Anderson, Bergeson, Dow, Feay, Flugum, Jones, Morris, Paul, Price, Reaney, Stoltenberg—11.

Absent or not voting:

Balluff, Bascom, Beery, Cassady, Conn, Corrie, Cottrell, Fenn, Geneva, Greenwood, Hackler, Hambleton, Harvey, Hickey, Hume, Koontz, Lister, Miller of Bremer, Offill, Reitz, Ritter, Schroeder, Sidey, Springer, Swift, Webster, White—27.

So the bill passed and the title was agreed to.

On motion of Lee of Emmet, Senate File No. 205, a bill for an act providing for special assessments for sidewalk and street improvements in cities and towns upon the right of way of any rail-

road company fronting or abutting upon a street, highway, avenue, alley, public ground, wharf, landing or market place the same as upon any land or lot therein, and providing for the collection thereof, with report of committee recommending passage, was taken up and considered.

Mr. Lee moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Flugum, Fox, Greenwood, Grier, Hanson, Harding, Heles, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lister, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Baird, Balluff, Blackmore, Calkins, Cassady, Corrie, Dow, Earle, Felt, Fenn, Geneva, Hackler, Hambleton, Hanna, Harvey, Hickey, Holmes, Hume, Kellogg, Koontz, McAllister, Miller of Bremer, Morris, Schroeder, Sidey, Stoltenberg, Weeks—27.

So the bill passed and the title was agreed to.

On motion of Shaffer of Fayette, Senate File No. 157, a bill for an act to repeal Section Twenty-five Hundred and Ninety-three (2593) of the Code, and to enact a substitute therefor, relating to the practice of pharmacy, with report of committee recommending passage, was taken up and considered.

Shaffer of Fayette moved to amend Senate File No. 157 by striking out the word "schedule" in line four of Section One (1) of the printed bill.

Amendment adopted.

Lee of Emmet moved to amend Senate File No. 157 by striking out the last paragraph thereof and by inserting in lieu thereof as two separate paragraphs the following:

The obtaining of any such poisons by any person under a false name or statement shall be deemed a violation of the provisions of this act.

Any person violating any of the provisions of this act shall be adjudged guilty of a misdemeanor and be punished by a fine of not less than Twenty-five Dollars (\$25.00) nor more than One Hundred Dollars (\$100.00), or by imprisonment in the county jail not more than thirty days.

Amendments adopted.

Pierce of Buena Vista moved to amend Senate File No. 157 by inserting after the word "drugs" in line twenty-one, the words "in usual quantities or doses."

Amendment lost.

Pierce of Buena Vista moved to amend Senate File No. 157 by inserting after the word "poison" in line eleven of the printed bill, the words "and also on the outside wrapper or cover."

Amendment lost.

Clarke of Jefferson moved to amend Senate File No. 157 by striking out in lines twenty-nine and thirty of the original bill the words "to the sale of patent medicines."

Amendment lost.

Dow of Franklin moved to amend Senate File No. 157 by striking out the words "wood alcohol" and "denaturized alcohol."

Amendment lost.

Stillman of Greene moved to amend Senate File No. 157 by inserting after the word "dentist" in line twenty-two of Section One (1), the following: "Provided, that it shall not be necessary to keep a record in said book of sales of denatured alcohol and wood alcohol, when it is ascertained they are to be used for mechanical purposes."

Amendment adopted.

Moore of Linn moved to amend Senate File No. 157 by striking

out of line nineteen all after the word "years" and also all of lines twenty, twenty-one and twenty-two up to and including the word "dentists."

Amendment lost.

Shaffer of Fayette moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Darrah, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Flugum, Fox, Grier, Hanson, Harding, Heles, Hickey, Holmes, Inman, Jewell, Kelley, Koontz, Lee, Lister, McAllister, McElrath, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Paul, Price, Reaney, Ritter, Shaffer, Sheldon, Sidey, Smith, Sparks, Swan, Van Houten, Webster, Welden, Youde—61.

The nays were:

Balluff, Bergeson, Calkins, DeMar, Dow, Drury, Greenwood, Hanna, Kellogg, Kendall, Kull; McDonald, Maben, Miller of Bremer, Moore, Ofill, Pierce, Reitz, Schoenenberger, Schulte, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swift, Wilson, Mr. Speaker—28.

Absent or not voting:

Cassady, Conn, Corrie, Cottrell, Feely, Fenn, Geneva, Hackler, Hambleton, Harvey, Hume, Jones, Lowrey, Mann, Schroeder, Teter, Weeks, White, Wolfe—19.

So the bill passed and the title was agreed to.

On motion of McAllister of Linn, Senate File No. 240, a bill for an act to amend Chapter One Hundred and Thirty-two (132) of the laws of the Thirtieth General Assembly of Iowa, entitled "An act prohibiting the willful taking of any electric current, gas or water from the wires, motors, pipes or any apparatus of any electric light, electric motor, gas or water plant with intent to defraud (additional to Chapter Five (5), Title Twenty-four (24) of the

Code), by making it applicable to steam heating plants and the taking of steam or steam heat," with report of committee recommending passage, was taken up and considered.

On motion of Stillman of Greene, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 23, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. A. R. Miller of Stuart.

Journal of Friday, March 22, corrected and approved.

## LEAVE OF ABSENCE GRANTED.

On request of Bauman of Van Buren, leave of absence was granted Clarke of Jefferson until Monday.

On request of Feay of Lyon, leave of absence was granted Darrah of Lucas until Monday.

On request of Conn of Butler, leave of absence was granted Welden of Hardin until Monday.

On request of DeMar of Davis, leave of absence was granted Sparks of Wapello until Tuesday.

On request of Ritter of Des Moines, leave of absence was granted Koontz of Johnson until Monday.

On request of Reaney of Louisa, leave of absence was granted Jewell of Winneshiek until Monday.

On request of Webster of Muscatine, leave of absence was granted Nix of Union until Monday.

On request of Doran of Boone, leave of absence was granted Grier of Poweshiek until Tuesday.

On request of Earle of Allamakee, leave of absence was granted Sidey of Adair until Wednesday.

On request of Drury of Sac, leave of absence was granted Kendall of Clinton until Monday.

On request of Inman of Floyd, leave of absence was granted Offill of Jasper until Monday.

On request of Ritter of Des Moines, leave of absence was granted Dodds of Des Moines until Tuesday.

On request, the committee on contest of election from Black Hawk county, composed of Meredith of Cass, Lee of Emmet, Bascom of Dickinson, Hackler of Webster, Clary of Chickasaw, Sparks of Wapello, Wolfe of Clinton, was excused for deliberation.

#### PETITIONS, MEMORIALS AND REMONSTRANCES.

Schoenenberger of Madison presented petition of the fire department of Winterset, Iowa, relative to a bill to pension disabled firemen.

Referred to Committee on Municipal Corporations.

Doran of Boone presented petition of residents of Boone county relative to a bill for an act to regulate sale of goods in bulk.

Referred to Committee on Judiciary.

Miller of Dubuque presented petition of citizens of Dubuque relative to change of tenure of office of county officials.

Referred to Committee on Judiciary.

Heles of Dubuque presented petition of citizens of Dubuque relative to change of tenure of office of county officials.

Referred to Committee on Judiciary.

#### REPORTS OF COMMITTEES.

Lowrey of Calhoun, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred Senate File No. 74, a bill for an act to limit the indebtedness of State and savings banks and repeal Section Eighteen Hundred Fifty-five (1855) 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 do pass.

J. H. LOWREY,  
*Chairman.*

Adopted.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 453, a bill for an act to legalize the action of the independent school district of Star No. 6, of Center township, Wapello county, Iowa, and of the independent school district of Ottumwa, Iowa, consolidating the former with, and merging it in, the latter, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Conn of Butler, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred Senate File No. 267, a bill for an act to permit fraternal beneficiary societies, orders or associations to purchase and own real estate; to erect a building thereon and to occupy and rent 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 do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

Morris of Sioux, 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. 417, a bill for an act to amend Section One Thousand Five Hundred Sixty (1560) of the Supplement to the Code, relating to the obstruction of highways by fences, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. F. MORRIS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 336, a bill for an act to amend Section Fifteen Hundred Thirty-three (1533) of the Supplement to the Code, relative to the duty of township trustees, beg leave to report that they have had the same under consideration and have instructed me to report the same back

to the House with the recommendation that the same be indefinitely postponed.

J. F. MORRIS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 261, a bill for an act to amend Senate File No. 22, as passed by the Thirty-second General Assembly, February 8, 1907, and approved February 14, 1907, providing for the investment of funds of fraternal beneficiary societies, orders or associations.

Also:

Senate File, No. 249, a bill for an act to amend Section Nine Hundred Fifty-five (955) of the Code, relating to the establishment, erection, purchase, lease, maintenance or operation of certain public utilities and the granting of franchises for the same, so as to include heating plants.

Also:

Senate File No. 245, a bill for an act directing the custodian of public buildings and property to prepare a case for the reception of flags carried by Iowa regiments during the Spanish-American war, and making appropriation therefor.

Also:

Senate File No. 171, a bill for an act to prohibit the making or publishing of false or exaggerated statements or publications of or concerning the affairs, pecuniary condition or property of any corporation or joint stock association, which said statements or publications are intended to give or shall have a tendency to give a less or greater apparent value to the shares, bonds or property or any part thereof, of said corporation or joint stock association than the said shares, bonds or property shall really and in fact possess, and providing a penalty therefor.

Also:

Senate File No. 10, a bill for an act to amend the law as it appears in Section Thirteen Hundred and Thirty-three-d (1333-d), Supplement to the Code, relating to State tax on gross receipts of insurance corporations and associations.

Also:

Senate File No. 262, a bill for an act to provide for sewer outlets and purifying plants and the levy of a tax therefor in cities of the second class and towns.

Also:

Senate File No. 5, a bill for an act defining desertion, providing punish-

ment therefor, and permitting a husband or wife to be a witness in such cases.

Also:

Senate File No. 38, a bill for an act prohibiting any corporation doing business within the State or any officer, agent or representative thereof acting for such corporation, from giving or contributing any money, property, labor or thing of value, to any member of any political committee, party or employe thereof, or to any candidate for any office, for campaign expenses or political purpose whatsoever, or to any person, partnership or corporation for the purpose of influencing or causing said person, partnership or corporation to influence any elector of the State to vote for or against any candidate for public office or candidate for nomination for any public office or to any public officer for the purpose of influencing his official action. And prohibiting any member of any political committee, party or employe thereof, or any candidate for any office from soliciting, requesting or knowingly receiving any such contribution from any corporation for campaign expenses or political purpose whatsoever and providing a penalty for the violation thereof.

Also:

Senate File No. 290, a bill for an act to amend sub-division Sixteen (16) of Section Six Hundred Sixty-eight (668) of the Code in relation to the duties of city council and amending said sub-division Sixteen (16) and making the same apply to cities of the second class.

Also:

Senate File No. 50, a bill for an act regulating the election or appointment of the directors or other persons by whom the affairs of corporations organized on the stock plan for transacting the business of life or fire insurance companies are to be conducted, so as to secure proportionate representation to minority stockholders, and providing for the election of directors nominated by a minority of the stockholders; additional to Chapters One (1), Four (4), Six (6), Seven (7) and Eight (8) of Title Nine (9) of the Code.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

#### RESOLUTIONS.

Van Houten of Taylor presented the following concurrent resolution:

WHEREAS, The State of Iowa has expended about \$250,000 for the erection of monuments on southern battle-fields to commemorate the sacrifices, the bravery and the deeds of patriotism of Iowa soldiers at Vicksburg, Chattanooga, Lookout Mountain, Missionary Ridge, Shiloh and Andersonville; and,

WHEREAS, Only a small number of Iowa's civilians and a very few of the old soldiers will ever have the privilege of viewing the memorials erected to perpetuate the memory of the noble deeds of valor and loyalty of the Iowa soldiers; and,

WHEREAS, The lessons of patriotism and loyalty may best be learned by a study of the lives of our own heroes; and

WHEREAS, The histories of these battles, the addresses of the dedicatory exercises and the pictures of the monuments and the battle-fields with the reports of the Battle-field Monument Commission would be a deserved tribute to the soldiers of Iowa and an inspiration to the people of the State, therefore,

*Be It Resolved by the House, the Senate concurring,* That the Secretary of State is hereby authorized to have 10,000 copies of said report and history of the southern battle-fields commission printed and bound in suitable style and that one copy be sent to each public library in Iowa, one to each Grand Army post, one to each newspaper, and that ten copies be apportioned to each member of the Thirty-second General Assembly, two copies to each State officer, and one thousand copies retained by the Secretary of State for subsequent distribution.

Rule suspended and resolution adopted.

Dodds of Des Moines presented resolutions in memory of Hon. Fred W. Kline, who departed this life March 22, 1906, at Dodgeville, Iowa.

Resolutions unanimously adopted by rising vote.

#### INTRODUCTION OF BILLS.

By Kull of Howard, House File No. 456, a bill for an act to amend Section Twenty-five Hundred Thirty-three (2533) of the Code, relating to the deputies of the State Veterinary Surgeon.

Read first and second time and referred to Committee on Animal Industry.

McElrath of Woodbury called up motion filed to reconsider the vote by which House Joint Resolution No. 5 passed the House and by which it passed to its third reading.

Motion to reconsider prevailed, and House joint resolution declared to be upon its second reading.

McElrath of Woodbury presented House File No. 457 as substitute for House Joint Resolution No. 5, and upon request was ordered printed in the Journal:

## HOUSE FILE NO. 457.

A BILL for an act to create a commission to examine the subject of taxation for State and local purposes, providing for their appointment, powers and the report of their findings and recommendations, and making an appropriation therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. There is hereby created a legislative taxation commission, consisting of five persons, whose duty it shall be to inquire into the subject of assessment and taxation for State and local purposes, the operation and effect of laws relating thereto and the expediency of revising and amending such laws so as to establish a more equal and just system of raising necessary public revenues and report to the Secretary of State for distribution to the members of the Thirty-third General Assembly, on or before November 15, 1908, the result of their investigation, together with bills to carry out the recommendation of the commission in regard to the revision and amendment of the tax laws of the State.

SEC. 2. The members of this commission shall be appointed as follows: Three by the Speaker of the House, and two by the President of the Senate.

SEC. 3. Said commission is hereby authorized and empowered to require and enforce the attendance of witnesses and the production of books and papers and to administer oaths and to employ counsel, experts, stenographers, clerks and such other employees as may be necessary for the purpose of their investigation and report.

SEC. 4. The members of the commission shall receive as compensation for said services Ten Dollars (\$10.00) per day for each day in attendance upon the meetings of the commission, together with their actual and necessary expenses incurred in the performance of their duties, under the provisions of this act, to be paid from the treasury upon order of the Executive Council.

SEC. 5. The amount of money authorized by this act for the purposes herein provided shall not exceed Seven Thousand Five Hundred Dollars (\$7,500), which sum, or so much thereof as may be necessary, is hereby appropriated out of any money in the State Treasury not otherwise appropriated.

SEC. 6. The printing and binding of said report and all expense connected therewith shall be at the cost of the State, as provided by law.

SEC. 7. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and in the Des Moines Capital, newspapers published in Des Moines, Iowa.

Read first and second time and passed on file.

By Miller of Bremer, House File No. 458, a bill for an act to instruct the Attorney General to investigate the operations of the International Harvester Company, with a view to prosecution, and making an appropriation therefor.

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

## MESSAGES FROM THE SENATE.

The following messages were 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. 244, a bill for an act relative to persons, firms or corporations engaged in storing goods for profit.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 231, a bill for an act relative to the recovery of costs by the successful against the losing party.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

House File No. 228, a bill for an act relative to the safeguarding of machinery.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 262, a bill for an act to provide for sewer outlets and purifying plants in cities of the second class and towns.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Substitute for Senate File No. 278, a bill for an act relating to lakes and lake beds.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Substitute for Senate File No. 31, a bill for an act to prevent the adulteration, misbranding and imitation of drugs.

GEO. A. NEWMAN,  
*Secretary.*

Also:

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

Senate File No. 234, a bill for an act relative to reconsignment of property forwarded by common carrier and provide for treatment of the same as an original shipment.

GEO. A. NEWMAN,  
*Secretary.*

#### CONSIDERATION OF BILLS.

The House resumed consideration of Senate File No. 240, which was pending and upon its second reading at adjournment.

McAllister of Linn moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clary, Conn, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Flugum, Greenwood, Hanna, Hanson, Harding, Heles, Holmes, Hume, Inman, Jones, Koontz, Kull, Lister, McAllister, McDonald, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Stewart, Stillman, Stoltenberg, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—73.

The nays were:

None.

Absent or not voting:

Balluff, Beery, Cassady, Clarke, Corrie, Darrah, Drury, Dunn, Earle, Fox, Geneva, Grier, Hackler, Hambleton, Harvey, Hickey, Jewell, Kelley, Kellogg, Kendall, Lee, Lowrey, McElrath, Maben, Nix, Offill, Price, Schroeder, Sheldon, Sidey, Sparks, Springer, Sullivan, Welden—35.

So the bill passed and the title was agreed to.

On motion of Doran of Boone, Senate File No. 164, a bill for an act to amend the law as it appears in Section Three (3), Chapter Fourteen (14), acts of the Thirty-first General Assembly, granting township trustees power to contract for use of public libraries, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Koontz of Johnson moved to amend Senate File No. 164 by striking out the words "Daily Iowa" in line three of Section Two (2) of the printed bill, and to insert the words "Des Moines" in lieu thereof.

Amendment adopted.

Doran of Boone moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Brandes, Calkins, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Flugum, Fox, Genevæ, Greenwood, Hanna, Hanson, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Koontz, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Shaffer, Smith, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Anderson, Arney, Balluff, Beery, Bonwell, Cassady, Clarke, Clary, Conn, Corrie, Darrah, Felt, Grier, Hackler, Hamble-

ton, Harding, Harvey, Heles, Kelley, Kendall, Kull, Lee, Lowrey, Nix, Offill, Price, Schroeder, Schulte, Sheldon, Sidey, Sparks, Springer, Stewart, Webster—34.

So the bill passed and the title was agreed to.

Lee of Emmet called up motion filed to reconsider the vote by which the House refused to consent to the introduction of a bill covering the same subject matter as Senate File No. 27, which failed to pass the House.

Roll call demanded by Swift of Shelby and Lee of Emmet.

On the question, "Shall the House reconsider?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bergeson, Bixby, Blackmore, Clary, Conn, Dodds, Doran, Dow, Dye of Decatur, Feely, Felt, Flugum, Hanson, Harding, Hume, Inman, Kellogg, Koontz, Lee, Lister, Lowrey, McElrath, Maben, Mason, Miller of Bremer, Paul, Pierce, Reaney, Ritter, Shaffer, Sheldon, Stillman, Sullivan, Swan, Van Houten, Weeks—40.

The nays were:

Baird, Bauman, Bonwell, Brandes, Calkins, DeMar, Dewell, Drury, Dye of Pottawattamie, Elliott, Feay, Fenn, Fox, Geneva, Heles, Hickey, Jewell, Kull, McAllister, McDonald, Mann, Marston, Meredith, Miller of Dubuque, Moore, Morris, Price, Reitz, Schoenenberger, Schulte, Smith, Stewart, Stoltenberg, Swift, Teter, Webster, Wilson, Youde, Mr. Speaker—39.

Absent or not voting:

Beery, Cassady, Clarke, Corrie, Cottrell, Darrah, Dunn, Earle, Greenwood, Grier, Hackler, Hambleton, Hanna, Harvey, Holmes, Jones, Kelley, Kendall, Mercer, Nix, Offill, Schroeder, Sidey, Sparks, Springer, Sullivan, Welden, White, Wolfe—29.

So the motion to reconsider prevailed.

Lee of Emmet moved that consent be given by the House for the introduction of a bill covering the same subject matter as Senate File No. 27, which failed to pass the House.

Roll call demanded by Swift of Shelby.

On the question, "Shall the House consent?"

The yeas were:

Anderson, Arney, Balluff, Bascom, Bergeson, Bixby, Blackmore, Dewell, Dodds, Doran, Feely, Felt, Flugum, Hanson, Harding, Holmes, Hume, Inman, Kellogg, Koontz, Lee, Lister, Lowrey, McElrath, Maben, Mason, Mercer, Meredith, Miller of Bremer, Paul, Pierce, Reaney, Ritter, Shaffer, Stillman, Sullivan, Van Houten, Weeks—38.

The nays were:

Allred, Baird, Bauman, Brandes, Calkins, Clary, DeMar, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Fenn, Fox, Geneva, Heles, Jewell, Kull, McAllister, McDonald, Mann, Marston, Miller of Dubuque, Moore, Morris, Price, Reitz, Schoenberger, Schulte, Smith, Stewart, Stoltenberg, Swan, Swift, Teter, Webster, Wilson, Youde, Mr. Speaker—39.

Absent or not voting:

Beery, Bonwell, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, Dow, Dunn, Earle, Greenwood, Grier, Hackler, Hambleton, Hanna, Harvey, Hickey, Jones, Kelley, Kendall, Nix, Ofill, Schroeder, Sheldon, Sidey, Sparks, Springer, Welden, White, Wolfe—31.

So the House refuses to consent.

On motion of Shaffer of Fayette, House File No. 351, a bill for an act to amend Section Thirteen (13), Chapter One Hundred and Sixty-six (166), laws of the Thirty-first General Assembly, relating to appropriation for the enforcement of the pure food law, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

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

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Arney, Baird, Bascom, Bergeson, Bixby, Bonwell, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Feay, Feely, Felt, Fenn, Flugum, Fox, Hanna, Hanson, Harding, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Lee, Lister, Lowrey, McDonald, McElrath, Maben, Marston, Mason, Meredith, Morris, Price, Reaney, Schoenenberger, Shaffer, Smith, Stillman, Swift, Van Houten, Webster, Weeks, White, Wilson, Youde, Mr. Speaker—53.

The nays were:

Allred, Balluff, Calkins, Clary, Cottrell, DeMar, Dye of Pottawattamie, Heles, Kellogg, Kull, McAllister, Mann, Miller of Bremer, Miller of Dubuque, Moore, Paul, Pierce, Reitz, Ritter, Schulte, Sheldon, Swan, Teter, Wolfe—24.

Absent or not voting:

Bauman, Beery, Blackmore, Brandes, Cassady, Clarke, Conn, Corrie, Darrah, Dunn, Earle, Elliott, Geneva, Greenwood, Grier, Hackler, Hambleton, Harvey, Kendall, Koontz, Mercer, Nix, Offill, Schroeder, Sidey, Sparks, Springer, Stewart, Stoltenberg, Sullivan, Welden—31.

The bill having failed to receive a constitutional majority was declared lost.

On motion of Doran of Boone, Senate File No. 228, a bill for an act authorizing the board of trustees of free public libraries to unite with any local county historical association for the preservation and protection of articles of a historical or educational nature gathered by such association and to expend money for the proper care of such collection, with report of committee recommending passage, was taken up and considered.

Mr. Doran moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Brandes, Conn, Cottrell, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Hanson, Heles, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Paul, Pierce, Reaney, Reitz, Ritter, Schoemenberger, Schulte, Shaffer, Sheldon, Smith, Stillman, Stoltenberg, Sullivan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—78.

The nays were:

Calkins, Price—2.

Absent or not voting:

Blackmore, Bonwell, Cassady, Clarke, Clary, Corrie, Darrah, Earle, Felt, Grier, Hackler, Hambleton, Hanna, Harding, Harvey, Hickey, Hume, Kendall, Lee, Nix, Offill, Schroeder, Sidey, Sparks, Springer, Stewart, Swan—27.

So the bill passed and the title was agreed to.

Brandes of Pottawattamie called up motion filed for the reconsideration of the vote by which House File No. 404 passed the House and by which it passed to its third reading.

Kellogg of Harrison in the chair.

Motion to reconsider prevailed, and the bill was declared to be on its second reading.

On motion of Brandes of Pottawattamie, House File No. 404, a bill for an act to amend Section One Thousand Five Hundred and Thirty (1530) of the Supplement to the Code, relating to county road fund and how it is paid out, with report of committee recommending passage, was then taken up and considered.

Teter of Marion moved to amend House File No. 404 by changing the period in the last line thereof to a semicolon and adding

the following: "and by inserting between the word 'town' and 'shall' in the tenth line of said section the words, 'except such pro rata share as may have been expended by the board for the purchase of road tools or machinery,' " to insert between the words "be" and "amended" in the second line of the printed bill the words "and the same is hereby."

Lowrey of Calhoun moved as amendment to amendment proposed by Teter of Marion that same apply only to cities of 5,000 population or more.

Amendment to amendment lost.

Roll call demanded by Teter of Marion and Elliott of Page upon the amendment.

On the question, "Shall the amendment be adopted?"

The yeas were:

Anderson, Arney, Baird, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Conn, Cottrell, DeMar, Dewell, Doran, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Hanson, Holmes, Inman, Jones, Kelley, Kull, Lister, McDonald, McElrath, Maben, Mann, Mason, Miller of Bremer, Morris, Price, Schoenenberger, Schulte, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Wilson, Youde—49.

The nays were:

Balluff, Dow, Dunn, Earle, Geneva, Heles, Hickey, Lowrey, McAllister, Mercer, Miller of Dubuque, Paul, Pierce, Ritter, Sheldon, Van Houten, Weeks—17.

Absent or not voting:

Allred, Bascom, Beery, Calkins, Cassady, Clarke, Clary, Corrie, Darrah, Dodds, Feely, Grier, Hackler, Hambleton, Hanna, Harding, Harvey, Hume, Jewell, Kellogg, Kendall, Koontz, Lee, Marston, Meredith, Moore, Nix, Ofill, Reaney, Reitz, Schroeder, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Wellden, White, Wolfe, Mr. Speaker—42.

So the amendment was adopted.

Brandes of Pottawattamie moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Arney, Baird, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Conn, Cottrell, DeMar, Dewell, Doran, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Hanson, Harding, Holmes, Hume, Inman, Kelley, Koontz, Kull, Lister, McDonald, McElrath, Maben, Mann, Mason, Miller of Bremer, Moore, Morris, Price, Reaney, Reitz, Schoenberger, Schulte, Sheldon, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Wilson, Youde—54.

The nays were:

Allred, Balluff, Bauman, Calkins, Dow, Dunn, Earle, Geneva, Heles, Hickey, Kellogg, Lowrey, McAllister, Marston, Mercer, Miller of Dubuque, Paul, Pierce, Ritter, Weeks—20.

Absent or not voting:

Bascom, Beery, Cassady, Clarke, Clary, Corrie, Darrah, Dodds, Fealy, Grier, Hackler, Hambleton, Hanna, Harvey, Jewell, Jones, Kendall, Lee, Meredith, Nix, Ofill, Schroeder, Shaffer, Sidey, Smith, Sparks, Springer, Stillman, Welden, White, Wolfe, Mr. Speaker—32.

Roll call verified.

So the bill passed and the title was agreed to.

Kendall of Monroe presented the following resolution, which was adopted under suspension of the rule:

WHEREAS, Hon. J. C. Robeson, an honored member of this House from Monroe county in the Twenty-second General Assembly, recently departed this life at his home in Albia; therefore,

*Resolved*, That a committee of three be appointed to prepare appropriate resolutions respecting his life, character and public services.

Speaker Pro Tem. Kellogg appointed as such committee: Kendall of Monroe, Stillman of Greene and Miller of Dubuque.

Speaker Kendall in the chair.

The Speaker announced that as Speaker of the House, in the presence of the House, he had signed Senate Files No. 5, 38, 50, 290, 10, 171, 245, 249, 261, 262.

On motion of Holmes of Kossuth, the House adjourned until 1:30 o'clock this afternoon.

## AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

## LEAVE OF ABSENCE GRANTED.

On request of Reaney of Louisa, leave of absence was granted Dye of Pottawattamie until Monday.

On request of Heles of Dubuque, leave of absence was granted Schoenenberger of Madison until Monday.

On request of Dewell of Cedar, leave of absence was granted Blackmore of Worth until Tuesday.

## REPORTS OF COMMITTEES.

Meredith of Cass, from the Committee on Railroads and Commerce, submitted the following reports:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 454, a bill for an act amending Section Two Thousand and Fifty-one (2051) of the Code, relating to the conditional sale or lease of railroad or street railway equipment or rolling stock, so as to provide for the conditional sale of power house and electrical equipment of interurban or street railways or of electric light and power companies or of steam heating 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.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 174, a bill for an act to authorize the re-consignment, without charge, to a new destination, of property forwarded by a common carrier and to provide for the treatment of the same as an original shipment, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 316, a bill for an act providing for scales and the weighing of commodities transported in carload lots, and furnishing certificates of weight by common carriers, and providing penalties for the violation of this act, in addition to Chapter Seven (7), Title Ten (10) 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 amended by substituting therefor the following:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 316.

A BILL for an act providing for scales and the weighing of commodities transported in carload lots, and furnishing certificates of weight by common carriers, and providing penalties for the violation of this act, in addition to Chapter Seven (7), Title Ten (10) of the Code.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Chapter Seven (7), Title Ten (10) of the Code be, and the same is hereby amended, by adding thereto the following:

Sec. 2. That every person, firm or corporation engaged in operating any railroad within the State of Iowa shall equip the lines of its track and thereafter maintain thereon in good order, track scales of sufficient capacity to weigh all carloads of coal that may be transported over the said railroad, and shall weigh the same at the request of any owner, consignor or consignee of such commodities, and furnish written certificates of such weights to such owner, consignor or consignee, as hereinafter provided. Such track scales shall be so installed and maintained at all division stations along the line of such railroads within the State of Iowa and at such other stations as the Board of Railroad Commissioners shall from time to time direct.

Sec. 3. That every person, firm or corporation engaged in operating any railroad within the State of Iowa, over which coal in carload lots shall be transported for hire shall weigh such coal at points where such shipment originates unless covered by weight agreement between consignor and railway company; provided such point is equipped with track scales. If not so equipped, it shall be weighed at first practicable point en route where track scales are provided. Said person, firm or corporation shall furnish to said shipper a bill of lading showing date and place weighed, also the gross, tare and net weight for each carload of coal so weighed. The tare weight shall be determined by using actual weight of empty cars at loading station, provided track scales are maintained at such point.

Sec. 4. The coal shall be weighed at destination upon request of consignee when there are track scales at such point. If not equipped with track scales at such point, then at nearest practicable point en route where such track scales are maintained, and certificate of weight showing actual gross, tare and net weight shall be furnished to consignee and settlement of freight charges based on these weights.

A reasonable charge of not more than One Dollar (\$1.00) per car may be made for such weighing on request.

SEC. 5. Cars when weighed on track scales shall be uncoupled, clear and unhampered at both ends, carefully weighed by competent weighmen and certificates issued upon request of consignees, showing gross, tare and net weights.

SEC. 6. Certificates mentioned in this act shall be prima facie evidence of the facts therein recited in any action arising between consignors and consignees and common carriers.

SEC. 7. Any common carrier operating in this State violating any of the provisions of this act by neglecting or refusing to weigh cars or to furnish certificates of weights as herein provided shall be guilty of a misdemeanor and shall be, upon conviction thereof, fined in the sum of not more than One Hundred Dollars (\$100.00) for each and every such violation.

And when so amended that the bill do pass.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 421, a bill for an act to repeal Section Two Thousand and Twenty-six (2026) of the Supplement to the Code, and Chapter Eighty-seven (87) of the acts of the Thirty-first General Assembly, relating to street railways and highways, 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 by adopting in lieu thereof the following substitute:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 421.

A BILL for an act to repeal Section Two Thousand and Twenty-six (2026) of the Supplement to the Code, and Chapter Eighty-seven (87) of the acts of the Thirty-first General Assembly, and to enact a substitute therefor, relating to street railways over highways.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Two Thousand and Twenty-six (2026) of the Supplement to the Code, and Chapter Eighty-seven (87) of the acts of the Thirty-first General Assembly be repealed, and the following enacted in lieu thereof:

Any interurban or street railway may, for the purpose of constructing or extending its line, locate, build and operate its road by any power other than steam, over and along any portion of the public road which is one hundred feet or more wide. It shall, as soon as practicable, put the road in as good repair as it was before its use for such railway. Boards of Supervisors are authorized to accept for road purposes conveyances of land adjoining any such road or part thereof sufficient to increase the same to the width of one hundred feet; but in any county in which such company desires to operate its line of railway over a road not less than sixty feet in width, for a distance not over two miles beyond the

limits of a city or town, the Board of Supervisors may grant the right to it to operate its line over said road, not exceeding two miles, under such rules and regulations as said board may prescribe, and may also from time to time make such further reasonable regulations as may be necessary.

Where an interurban railway desires to operate its lines along or upon a public highway, and in the opinion of the Board of Supervisors of the county in which such highway is located, it is impracticable or inexpedient to increase the width thereof to one hundred feet, such Board of Supervisors may permit such interurban railway company to construct and operate its railway along and upon such highway, under such restrictions and regulations as the board may deem advisable; but no such railway shall construct or operate its line along or upon such highway until a written statement of consent of three-fourths of the residents owning property abutting upon such highway shall have been obtained and filed with the Auditor of the county in which the highway is located. And in all cases of location, construction and operation of such interurban railway shall be subject to the provisions of Section Two Thousand and Twenty-seven (2027) of the Code.

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in full force from and after its passage and publication in the Register and Leader and in the Des Moines Capital, newspapers published in Des Moines, Iowa.

And when so amended that the bill do pass.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Sullivan of Polk, from the Committee on Municipal Corporations, submitted the following reports:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 410, a bill for an act relating to taxes for park purposes, amending Title V (5), Chapter Eleven (11) of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out the figures "895" in the first line of Section One (1) and inserting in lieu thereof the words "Eight Hundred and Ninety-five," and amending Section Two (2) by striking out the figures "894" in the first line and insert in lieu thereof the words "Eight Hundred and Ninety-four," and when so amended that the bill do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 413, a bill for an act to amend the law as it appears in Section Eight Hundred and Fifty-two (852) of the Supple-

ment to the Code, as amended by Chapter Thirty-four (34) of the laws of the Thirtieth General Assembly, authorizing the levy of an additional tax of one mill on the dollar on all taxable property for park purposes, and relating to Park Commissioners, their powers and duties, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

JOHN E. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 411, a bill for an act to amend Title V (5), Chapter Nine (9) of the Code, and amendments thereto, relating to Park 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 amending the title thereof by inserting the word "five" after the word "title," and by inserting the word "nine" after the word "chapter" in the first line thereof, and that Section Two (2) of the bill be amended by adding thereto the words "provided, however, that nothing in this section shall apply to such municipalities that have heretofore established a Park Commission," also amending by inserting after the word "sell" in the fifth line of Section Six (6) the following words: "subject to the approval of the city council," and when so amended that the bill do pass.

JOHN E. SULLIVAN,  
*Chairman.*

Adopted.

Marston of Cerro Gordo, from the Committee on Public Health, submitted the following report:

MR. SPEAKER—Your Committee on Public Health, to whom was referred House File No. 268, a bill for an act to define and regulate the practice of optometry and for the creation of a Board of Examiners in Optometry, beg leave to report 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 after the word "act," line two, Section Fourteen (14), "and any person practicing optometry shall be prohibited from using the title 'Dr.'" And by changing number of Section Fifteen (15) to Section Sixteen (16) and inserting the following as Section Fifteen (15):

SEC. 15. This act shall not be construed to prevent regular licensed physicians from prescribing and furnishing glasses, nor to apply to persons who sell glasses as any other article of merchandise, without attempting to practice optometry as in this act defined.

And when so amended that the bill do pass.

CHAS. L. MARSTON,  
*Chairman.*

Adopted.

## CONSIDERATION OF BILLS.

On motion of Weeks of Guthrie, House File No. 453, a bill for an act to legalize the action of the independent school district of Star No. 6 of Center township, Wapello county, Iowa, and of the independent school district of Ottumwa, Iowa, consolidating the former with and merging it in the latter, with report of committee recommending passage, was taken up and considered.

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

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Calkins, Clary, Conn, Cottrell, DeMar, Dewell, Doran, Dow, Dye of Decatur, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Harding, Heles, Inman, Kelley, Kellogg, Lee, Lister, Lowrey, McAllister, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Moore, Morris, Paul, Pierce, Price, Reitz, Ritter, Schulte, Smith, Stewart, Stillman, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Wilson, Youde, Mr. Speaker—61.

The nays were:

None.

Absent or not voting:

Beery, Blackmore, Bonwell, Brandes, Cassady, Clarke, Corrie, Darrah, Dodds, Drury, Dunn, Dye of Pottawattamie, Feely, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Jewell, Jones, Kendall, Koontz, Kull, McDonald, McElrath, Mercer, Miller of Dubuque, Nix, Ofill, Reaney, Schoenenberger, Schroeder, Shaffer, Sheldon, Sidey, Sparks, Springer, Stoltenberg, Swift, Welden, White, Wolfe—47.

So the bill passed and the title was agreed to.

## MOTION TO RECONSIDER.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which House File No. 351 failed to pass the House and by which it passed to its third reading.

GEO. W. SWAN.

I second the motion.

W. P. ALLED.

On motion of Sullivan of Polk, the House adjourned until 2 o'clock Monday afternoon.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 25, 1907.

House met pursuant to adjournment.

Speaker Pro Tempore Hambleton in the chair.

Prayer was offered by the Rev. A. Rosenberger of Oskaloosa.

Journal of Saturday, March 23, corrected and approved.

## LEAVE OF ABSENCE GRANTED.

On request of Shaffer of Fayette, leave of absence was granted Marston of Cerro Gordo until Tuesday.

On request of Drury of Sac, leave of absence was granted Kendall of Clinton until Tuesday.

## REPORTS OF COMMITTEES.

Teter of Marion, from the Committee on Ways and Means, submitted the following reports:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 441, a bill for an act to amend Sub-division Seven (7) of Section Thirteen Hundred and Four (1304) of the Supplement to the Code, relating to the exemption of property from taxation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out of the fifth and seventh lines of Section One (1) of the original bill the word "twelve" and substituting in lieu thereof the word "ten," and when so amended that the bill do pass.

L. D. TETER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 377, a bill for an act to provide for the levy of a special tax of one-half of a mill on the dollar upon the assessed value of the taxable property of the State for the aid of certain public schools, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

L. D. TETER,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 449, a bill for an act to amend Section Two Thousand Three Hundred and Ninety-nine (2399) of the Code, relative 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 be referred to the Committee on Suppression of Intemperance.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was so referred.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 20, a bill for an act to amend Section Three Thousand Five Hundred and Thirty-eight (3538) 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 445, a bill for an act to amend Sections Three Hundred and Twenty-four (324) and Four Thousand Four Hundred and Sixty-one (4661) of the Code, relating to the revocation or suspension of license to practice law and defining contempt of 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 190, a bill for an act to amend Section Four Thousand Two Hundred and Twenty-three (4223) of the Code, relating to bringing action to quiet title, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 444, a bill for an act to legalize the acts done and the ordinances passed by the town council of Dexter, Dallas 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 be amended by striking out the words "acts and ordinances legalized" at the beginning of Section One (1) and the words "pending litigation" at the beginning of Section Two (2) thereof, and by substituting the word "legalize" for the word "affect" in line two of Section Two (2), the word "any" for the first word "the" in line three of the same section, and by adding at the end of said section the words "or attempted exercise of jurisdiction over the same," and when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 422, a bill for an act to amend Section Two Thousand Nine Hundred and Fifty-seven (2957) of the Code, relative to affidavits to explain defective titles, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 277, a bill for an act to provide a uniform system of books, blanks, records, vouchers, etc., for the use of County Auditors, County Treasurers and Clerks of the District Court, beg leave to report that they have had the same under consideration and have instructed

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

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 57, a bill for an act repealing Section Eleven (11) of Chapter Fifty-three (53) of the acts of the Thirtieth General Assembly and enacting a substitute in lieu thereof, relating to the powers of cities and towns in making, enforcing and maintaining ordinances, rules and regulations affecting motor vehicles within the corporate limits of such cities and towns, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 233, a bill for an act relating to the pleading and proof of negligence, and providing for the rule of comparative negligence and for the submission of question of negligence to the jury, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 244, a bill for an act to amend Section Three Hundred and Three-a (303-a) of the Supplement to the Code, relating to the compensation of County Attorneys, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adopting in lieu thereof the following substitute:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 244.

A BILL for an act to repeal Section Three Hundred and Three-A (303-A) of the Supplement to the Code, relating to the compensation of County Attorneys, and enacting a substitute therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Three Hundred and Three-A (303-A) of the

Supplement to the Code be and the same is hereby repealed, and the following enacted in lieu thereof:

In counties having a population of thirty-six thousand (36,000) or more, the County Attorney thereof, with the approval of the Board of Supervisors, may appoint a practicing attorney who is a resident of his county as his assistant, whose salary shall be fixed at a reasonable figure by the Board of Supervisors at the time of his appointment and approval, but not to exceed Fifteen Hundred Dollars (\$1,500.00) per annum; provided, further, that in counties where the court is held in two places, the salary of the Assistant County Attorney shall not be less than One Thousand Dollars (\$1,000.00). In counties of less than thirty-six thousand (36,000) he may appoint deputies, who shall assist him in the discharge of his duties. In any county, with the approval of the District Court, he may procure such assistance in the trial of a person charged with a felony as he shall deem necessary, and such assistant, upon presenting to the Board of Supervisors a certificate of the District Judge before whom said cause was tried, certifying to the service rendered, shall be allowed a reasonable compensation therefor, to be fixed by the Board of Supervisors; but nothing in this section shall prevent the Board of Supervisors from employing an attorney to assist the County Attorney in any cause or proceeding in which the State or county is interested.

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 414, a bill for an act to repeal Section Four Hundred and Ninety-eight (498) of the Code and Chapter Sixteen (16), acts of the Thirty-first General Assembly, and to enact a substitute therefor, relating to the duties and fees of the County Recorder, beg leave to report 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 adopting in lieu thereof the following substitute:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 414.

A BILL for an act to repeal Section Twenty-nine Hundred and Thirty-five (2935) of the Code, and to enact a substitute therefor, relating to indexes to be kept by County Recorders.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Twenty-nine Hundred and Thirty-five (2935) of the Code be and the same is hereby repealed and the following enacted in lieu thereof:

The Recorder must keep index books, the pages of which are so divided as to show in parallel columns:

1. Each grantor;

2. Each grantee;
3. The time when the instrument was filed;
4. The date of the instrument;
5. The nature of the instrument;
6. The book and page where the record thereof may be found;
7. The description of the real estate conveyed.

Separate index books shall be kept for mortgages and satisfactions or releases of same; one for those containing descriptions of lots, and one for those containing lands; and separate books for other conveyances of real estate; one for lots and one for lands.

Also he shall keep an index book for powers of attorney and affidavits, as provided for in Section Twenty-nine Hundred and Fifty-seven (2957) of the Code.

All of above indexes to be arranged alphabetically in accordance with Section Twenty-nine Hundred and Thirty-seven (2937) and indexed inversely in name of grantee, and in case of affidavits, each and every affidavit filed for record shall be indexed in appropriately ruled columns as follows:

| Grantor | Date of Filing |     |      |       |       | Date of Instrument |     |      | Where Recorded |      |
|---------|----------------|-----|------|-------|-------|--------------------|-----|------|----------------|------|
|         | Month          | Day | Year | Hour  |       | Month              | Day | Year | Book           | Page |
|         |                |     |      | A. M. | P. M. |                    |     |      |                |      |

Continued from above.

| Affidavit | Concerning Whom | Concerning Lands in |     |          |      |      |      |      | Remarks |
|-----------|-----------------|---------------------|-----|----------|------|------|------|------|---------|
|           |                 | Lot                 | Blk | Addition | Town | Sec. | Twp. | Rng. |         |

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 443, a bill for an act to repeal Section Sixteen Hundred and Thirty-seven (1637) 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 do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred

House File No. 438, a bill for an act to repeal Chapter Thirty-nine (39) of the acts of the Thirty-first General Assembly, and to enact a substitute therefor, relating to the terms of office 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.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 332, a bill for an act authorizing persons, firms or corporations engaged in the business of storing goods for profit to issue warehouse receipts on the goods so stored; to regulate the issuance, negotiation and transfer of such receipts, and to provide punishment for violation of said regulations, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 374, a bill for an act to provide a uniform system of books, blanks, records, vouchers, etc., for the use of County Auditors, County Treasurers and Clerks of the District Court, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Jones of Montgomery, from the Committee on Appropriations, submitted the following reports:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 246, a bill for an act to make an appropriation to the Iowa State College of Agriculture and Mechanic Arts, to be spent in furtherance of the interests of the Corn Growers' Association, beg leave to report 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.

F. F. JONES,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 133, a bill for an act to provide for the manufacture of binding twine in the State prisons 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 do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Bixby of Delaware, from the Committee on Schools and Text Books, submitted the following reports:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 428, a bill for an act to repeal Chapter One Hundred Forty (140), laws of the Thirty-first General Assembly, relative to bonds of school corporations, and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out Section Six (6), and when so amended that the bill do pass.

R. J. BIXBY,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred House File No. 382, a bill for an act to amend Section Twenty-eight Hundred and Three (2803) of the Code, relative to the payment of tuition by a school corporation, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

R. J. BIXBY,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Lister of Grundy, from the Committee on Agriculture, submitted the following reports:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred substitute for Senate File No. 18, a bill for an act regulating the sale of agricultural seeds, concentrated commercial feeding-stuffs and the materials from which they are manufactured; defining concentrated commercial feeding-stuffs and what shall constitute purity in various kinds of seeds; prohibiting the adulteration and providing for the correct weighing and marking of agricultural seeds and concentrated commercial feeding-stuffs; and providing for the collection of samples,

analyses of the same, and fixing penalties for its violation; and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner, and making an appropriation 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 do pass.

JOHN LISTER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred substitute for Senate File No. 230, a bill for an act to require a stamp or label on every ball of binder twine sold, exposed or offered for sale within this State and providing a penalty for the violation 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 do pass.

JOHN LISTER,  
*Chairman.*

Adopted.

Hume of Mitchell, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 231, a bill for an act to repeal Section Four Thousand Six Hundred (4600) of the Code, relating to the accounting for fees and compensation of justices of the peace and constables, and to enact in lieu thereof the following, beg leave to report 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:

That Section One (1) thereof be renumbered Section Two (2), and that Section Four Thousand Six Hundred-b (4600-b) thereof be renumbered Section Three (3), and that Section Four Thousand Six Hundred-c (4600-c) thereof be renumbered Section Four (4).

That Section One (1) be inserted as follows:

SECTION 1. That Section Forty-six Hundred (4600) of the Code, relative to the accounting for fees and compensation of justices of the peace and constables be and the same is hereby repealed and the following enacted in lieu thereof:

That the following be added to Section Two (2): "Justices and constables in all townships shall be allowed to retain such civil fees as may be allowed by the Board of Supervisors."

And when so amended that the bill do pass.

T. H. HUME,  
*Chairman.*

Adopted.

McElrath of Woodbury, from the Committee on Animal Industry, submitted the following reports:

MR. SPEAKER—Your Committee on Animal Industry, to whom was referred House File No. 456, a bill for an act to amend Section Twenty-five Hundred and Thirty-three (2533) of the Code, relating to the deputies of the State Veterinary Surgeon, beg leave to report 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. W. McELRATH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Animal Industry, to whom was referred Senate File No. 123, a bill for an act to amend Section Forty-nine Hundred and Sixty-nine (4969) of the Code, providing for the punishment of cruelty to animals, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

W. W. McELRATH,  
*Chairman.*

Adopted.

Dow of Franklin, from the Committee on Constitutional Amendments, submitted the following report:

MR. SPEAKER—Your Committee on Constitutional Amendments, to whom was referred Joint Resolution No. 3, a resolution proposing amendments to constitution of Iowa, relative to suffrage and to provide for its publication and reference, as follows:

*Be It Enacted by the General Assembly of the State of Iowa:*

That the following amendments to the constitution of the State of Iowa be and the same are hereby proposed:

First. Strike out the word "male" in Section One (1), Article Three (3) of said Constitution.

Second. Strike out the word "male" in Section Four (4), Article Three (3) of said Constitution; and be it

*Resolved,* That the foregoing proposed amendments to the Constitution be and the same are hereby referred to the Legislature to be chosen at the next general election for members of the General Assembly, and that the Secretary of State cause the same to be published for three months previous to the day of said election as provided by law.

Your Committee on Constitutional Amendments therefore beg leave to report 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.

D. W. Dow,  
*Chairman.*

Adopted.

Maben of Hancock, from the Committee on Claims, submitted the following reports:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 129, a bill for an act making an appropriation to compensate James Lally for services rendered the State in the matter of improvement of Capitol grounds under the orders of the Board of Capitol 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 indefinitely postponed.

O. K. MABEN,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 300, a bill for an act to reimburse S. B. Humbert for services rendered as superintendent of construction of the monuments at Lookout Mountain and one at either end of Missionary Ridge and to make an appropriation 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 referred to the Committee on Appropriations.

O. K. MABEN,  
*Chairman.*

Adopted, and the bill was so referred.

Allred of Wayne, from the Special Committee on Military Affairs, submitted the following report:

MR. SPEAKER—Your Special Committee on Military Affairs, to whom was referred House File No. 79, a bill for an act providing for the compilation of a roster of Iowa soldiers, sailors and marines in the war with Mexico and the War of the Rebellion, the Spanish-American and Philippine wars, including military service in the Spirit Lake expedition and other service against the Indians and of soldiers, sailors and marines of other states and territories living in Iowa, and making an appropriation 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 by the following substitute amendment:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 79.

A BILL for an act providing for the compilation of a roster of Iowa soldiers, sailors and marines in the war with Mexico and the War of the Rebellion, the Spanish-American and Philippine wars, including military service in the Spirit Lake expedition, and other ser-

vice against the Indians; providing the manner of its publication, distribution and sale and making an appropriation therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the Governor, Attorney-General, Adjutant-General, Curator of the Historical Department of Iowa, and one soldier of the Civil War whose selection shall be made and certified to the Governor by the Commander of the Department of Iowa, Grand Army of the Republic, who shall thereupon be commissioned by the Governor, which member so selected shall receive the same compensation as that now paid to the trustees of educational institutions for the time actually and necessarily employed, shall constitute a board authorized to prepare in form for publication a complete roster of all Iowa soldiers, sailors and marines of the War with Mexico, the War of the Rebellion, and the Spanish-American and Philippine wars, including the military service of soldiers engaged in the Spirit Lake expedition and other service against the Indians, and State troops rendering active service during the War of the Rebellion.

SEC. 2. Said compilation shall contain the main item of record of each officer and soldier, and of each organization, so far as the same is obtainable from the records in the Adjutant-General's office, in the War Department in Washington, in the official records of the Union armies, and from other official and reliable sources. It shall include brief historical sketches of the organization, service and engagements of all Iowa regiments, and other Iowa organizations, with summaries of casualties, list of soldiers confined in Confederate prisons, and those buried in National cemeteries.

SEC. 3. Said compilation shall be under the direction of the Adjutant-General, and the sum of Seven Thousand Five Hundred Dollars (\$7,500.00) or so much thereof as may be necessary is hereby appropriated from any moneys, not otherwise appropriated, in the treasury of the State, for the employment of extra help and other necessary expense in making said compilation. The compilation shall be divided into volumes of proper size and shall be printed by the State Printer, shall be bound by the State Binder, in half sheep, and paid for as other public documents. The edition shall be ten thousand of each volume and shall be disposed of as follows: Twelve sets to the State Library, twelve sets to the Historical Library, six sets to the State Historical Society, one set to each public library in the State, and one set to each Grand Army Post in the State, and one set to each Camp of Spanish War Veterans. The foregoing sets shall be distributed free; all other sets and volumes shall be sold by the Adjutant-General at actual cost, to be determined by the Executive Council, and the proceeds paid into the State Treasury. An itemized account shall be kept, and vouchers filed to be audited by the Executive Council, and warrants drawn by the State Auditor to pay expenses provided for in this act.

SEC. 4. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Capital, daily newspapers published in the city of Des Moines, Polk county, Iowa.

And when so amended that the bill do pass.

W. P. ALLEED,  
*Chairman.*

Adopted.

#### INTRODUCTION OF BILLS.

By Moore of Linn, House File No. 459, a bill for an act to provide for the appointment of a committee to investigate the needs of the three State-educational institutions, and furnish a report to the General Assembly.

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

By Lee of Emmet, House File No. 460, a bill for an act providing the manner of reporting telephone exchanges for assessment when not connected by intervening lines.

Read first and second time and referred to Committee Telephones, Telegraph and Express.

By Meredith of Cass, House File No. 461, a bill for an act to create a State Board of Osteopathic Examiners, and to provide for the registration of those entitled to practice osteopathy, and for the regulation of the practice thereof, and providing penalties for the violation hereof:

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

#### MESSAGES FROM THE SENATE.

The following messages were 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 Senate was asked:

House File No. 239, a bill for an act to amend certain sections of the Code, relating to life insurance companies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 338, a bill for an act relating to taxation of persons

who shall maintain a place of business where intoxicating liquors are held in store.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate File No. 236, a bill for an act defining the relations between employer and employe with respect to assumption of risk.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 130, a bill for an act relative to the compensation of County Attorneys.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 362, a bill for an act amending the Code relating to express companies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 342, a bill for an act legalizing ordinances passed by the town council of Nodaway, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 271, a bill for an act relative to bonds of school corporations and enacting a substitute therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the

Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 140, a bill for an act regulating the conduct of employment offices or bureaus and fixing a penalty for the violation thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 197, a bill for an act legalizing the acts of the city council of Bedford, Taylor county, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 156, a bill for an act relative to the construction of viaducts.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following joint resolution, in which the concurrence of the House is asked:

Senate Joint Resolution No. 5, a resolution for appointment of joint committee to purchase a chair and gavel for the Speaker of the House and President of the Senate.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 181, a bill for an act to enlarge the powers of the District Court and regulate the treatment and control of delinquent children.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 157, a bill for an act relating to the practice of pharmacy.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 275, a bill for an act to prohibit misrepresentations by life insurance companies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 279, a bill for an act relating to recording abstracts of votes in the office of the Secretary of State.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 11, a bill for an act relating to the powers and duties of the Board of Railroad Commissioners.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 340, a bill for an act relating to the conditional sale or lease of railroad or street railway equipment or rolling stock.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 25, a bill for an act relative to establishing and maintaining a State Board of Health laboratory at Iowa City.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 274, a bill for an act to legalize the plat of W. O. Lee's addition to Macksburg, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed House File No. 98, a bill for an act to amend the Supplement of the Code, relative to purchasing voting machines for use at elections.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 1, a bill for an act relating to the purchase of land for County Fair Societies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 202, a bill for an act amending the Code, relative to exemptions from taxation.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 420, a bill for an act legalizing the incorporation of the town of Humboldt, Humboldt county, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 318, a bill for an act providing for reports and investigations of accidents on railways.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 401, a bill for an act legalizing all acts of the council of the town of Stockport, Van Buren county, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House concurrent resolution, in which the concurrence of the Senate was asked:

Concurrent resolution relative to preparing appropriate resolutions respecting the life of ex-Lieutenant Governor Frank T. Campbell, and the President names on the part of the Senate: Senators Dowell, Dunham and Frudden.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 290, a bill for an act relative to the better protection of farm lands from the infection of fowl seeds.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 215, a bill for an act relating to Board of Police and Fire Commissioners in certain cities of the first class.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 305, a bill for an act relative to the duty of railroads.

GEO. A. NEWMAN,  
*secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 315, a bill for an act relating to statements by the Auditor of State of the County Treasurers' account with the Treasurer of State.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 318, a bill for an act relating to the definition of adulterated foods, and fixing standards for certain food products.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 20, a bill for an act to repeal Chapter Five (5) of Title Nine (9) of the Code, and enact a substitute therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 330, a bill for an act relating to the sale of intoxicants in the vicinity of military reservations.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 167, a bill for an act relating to the keeping of a record of delinquent taxes, applicable to cities acting under special charter.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 235, a bill for an act relative to the protection of railroad employes by stringing wires other than electric over railroad tracks.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 109, a bill for an act relating to corporations for pecuniary profit.

GEO. A. NEWMAN,  
*Secretary.*

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 61, a bill for an act relative to collection of taxes and enforcement of tax liens.

GEO. A. NEWMAN,  
*Secretary.*

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 272, a bill for an act relative to rights of property and the conveyance thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 155, a bill for an act limiting the place in which actions may be brought upon contracts.

GEO. A. NEWMAN,  
*Secretary.*

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 106, a bill for an act relating to fish and game, Fish and Game Commissioners, and for the extension of the State dam and dykes at Wall Lake.

GEO. A. NEWMAN,  
*Secretary.*

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in House amendments to Senate File No. 280, a bill for an act relative to primary elections.

GEO. A. NEWMAN,  
*Secretary.*

#### CONSIDERATION OF BILLS.

Unanimous consent having been given, on motion of McAllister of Linn, House File No. 79, a bill for an act providing for the compilation of a roster of Iowa soldiers, sailors and marines in the war with Mexico and the War of the Rebellion, the Spanish-American and Phillippine wars, including military service in the Spirit

Lake expedition, and other service against the Indians, and of soldiers, sailors and marines of other states and territories living in Iowa, and making an appropriation therefor, with report of special committee recommending passage as amended by substitute, was taken up, considered and the substitute amendment adopted.

Mr. McAllister moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clary, Conn, Cottrell, Darrah DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanson, Harding, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Ritter, Schroeder, Schulte, Shaffer, Smith, Stewart, Stillman, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde—81.

The nays were:

Balluff, Clarke, Kellogg, Price, Sheldon, Stoltenberg—6.

Absent or not voting:

Beery, Bergeson, Cassady, Corrie, Dodds, Fenn, Grier, Hanna, Harvey, Heles, Hume, Kendall, Maben, Marston, Reitz, Schoenenberger, Sidey, Sparks, Springer, Swift, Mr. Speaker—21.

So the bill passed and the title was agreed to.

The following remarks were made by McAllister of Linn upon House File No. 79.

MR. SPEAKER—I wish to make a few remarks upon the bill known as House File No. 79, or the Roster Bill. The old soldiers of Iowa want this bill now, or they do not want it at all. This matter has been before the Legislature for several years and been postponed from one time to another up to the present, and there seems to be an effort to have it still further postponed, but the old soldiers of Iowa are anxious that this bill should pass now, or they do not want it at all.

I can say for myself that I have no interest in this measure. I am an Ohio soldier and have my name recorded in the roster of that state. I do not expect a place upon the commission, nor do I want it. It may be said that the soldiers do not want this roster, but from what I can learn they do want it; there may be several isolated cases where some old soldiers are careless and the old soldiers do not like to ask for too much. The old soldier has ceased to be a dominant factor in the politics of the State. I realize the fact that the government, both State and National, has been magnanimous to the old soldier, and has done more for him than the government of any nation on the face of the earth.

But the old soldiers are fast passing away. It will be but a short time till there will be very few left; in fact, the time will soon come when they will not be able to look after their own dead, and that someone else will have to look after them. I realized this fact at the funeral of a comrade a short time ago, and were it not for the old soldiers and the ladies of the Woman's Relief Corps, but very few would have been at that funeral.

I would further say in regard to the roster that a great many people would prize a roster of the soldiers of the Revolutionary war; they would consider it a priceless heirloom, and many are delving into the archives of history to find out if they are eligible to be Sons and Daughters of the Revolution.

I have a roster of the soldiers of the State of Ohio, and I consider it a prize I would not part with for almost any consideration. I almost daily will take that roster and look over the names of the men who served with me during the war, and the incidents of that war, and the part they took in it, come vividly before my eyes. I can imagine I can see the men who went down in the fierce battles of Murfreesboro, Chickamauga, Mission Ridge, and other battles of the war. Others do not know what comradeship means as do the old soldiers. They are closely knit together and as the years go past that comradeship is still being more closely bound than ever. And I would say that the men who put down the rebellion must stand shoulder to shoulder like Leonidas with the Immortal Three Hundred at the pass of Thermopylae resisting the hosts of Persia, or like the army of Wellington at Waterloo when the squares were being decimated by the shot of the enemy, those small squares kept together so that the Imperial Guard of France, who had never suffered defeat, found those squares impregnable and had to retreat as waves dashed upon the seashore.

I do not expect to again address this House in behalf of the old soldiers, and the time is fast coming when the bronze button on the floor of this House will be a curiosity. I would say the cost of a roster of this State will be a mere pittance and should be acted upon by the members of this House unanimously. Had it not been for the old soldier we might not be here today, because had the soldiers failed in putting down the rebellion, "government by the people and for the people" might have perished from the earth, and instead of being a united nation, this nation might have been divided into fragments.

and the Mississippi river could not be navigated and popular government given a blow from which it might never have recovered.

The soldiers of Iowa ask this as a matter of simple justice, and I think the cost will not be very great, because the children and grandchildren of the soldiers who saved this nation will want to know what their fathers and grandfathers did during the Civil War, and also the regiments in which they served during that great struggle. Other states have compiled rosters, and I am really sorry that Iowa has put this off to so late a date, but it is better to have one now than not to have it at all. Some say we can go to Washington and get their record, but every person who has had fathers and grandfathers in the war does not wish to have to go to Washington to consult that great epoch in our history.

In conclusion, I will say that the old soldiers are going over the river fast (about one hundred and fifty every day), and as a body falling through space increases in velocity the farther it goes, so the old soldiers, the older they grow the more rapidly they are passing away. For my part, I am at present more anxious that my name shall be written upon the Great Roster upon the other side of the river on the Eternal Camping Ground where we shall never part, than to have it written upon any earthly roster, and I feel confident that the greater part of the men who wore the blue will be ready to answer to the last roll call, which will not be long deferred.

I would also say further that if we did not see our great President during the war, that I imagine he will be very close to the Savior of men, as he exemplified all that was Christ-like in his life and character, and instead of marching up Pennsylvania avenue, we will march up the streets of the New Jerusalem so vividly pictured in the vision of Saint John of the Golden City.

I sincerely hope this roster of the valiant soldiers of Iowa will pass this House without a dissenting vote, and thus show to these gallant men the appreciation which their fellow citizens have for their courage and valor, which they displayed during the struggle for the life of this nation.

On motion of Schulte of Clayton, Senate File No. 111, a bill for an act relating to the organization and officers of cities and towns, amending Chapter Two (2), Title Five (5), of the Code, and of the law as it appears in the Supplement to the Code, was taken up and considered.

Schulte of Clayton moved to amend Senate File No. 111 by striking out all of Section Three (3) after the word "years" in the twenty-first line as printed in the Journal, and inserting in lieu thereof the following:

In towns in which a mayor is elected in the even numbered years the officers and councilmen shall be elected under the provisions of this act in the year 1910, and the councilmen and officers to be elected in 1908

shall be elected for a term of two years, and the term of councilmen and officers whose terms expire in 1909 shall be extended one year.

In towns in which a mayor is elected in odd numbered years the officers and councilmen shall be elected under the provisions of this act in 1911, and the councilmen and officers to be elected in 1908 shall be elected for a term of three years. The councilmen and officers to be elected in 1909 shall be elected for two years, and the term of councilmen and officers whose term expires in 1910 shall be extended one year. All town officers elected in 1910 or 1911, as the case may be, and thereafter under the provisions of this act, shall be elected for the term of two years.

**Amendment adopted.**

Hackler of Webster moved to amend Senate File No. 111, as printed in the Journal, by inserting after the word "councilmen" and before the word "expiring" in the seventh line of Section Three (3) thereof the words "and officers." And by inserting after the word "councilmen" and before the word "expiring" in the ninth line of said Section Three (3) the words "and officers." And by inserting after the word "councilmen" and before the word "shall" in the nineteenth line of said Section Three (3) the words "and officers."

**Amendment adopted.**

Lee of Emmet moved to amend Senate File No. 111 as printed in the Journal by striking all of Section Two (2) following the word "composed" in the fourth line in said section and inserting the following in lieu thereof: "of five councilmen to be elected at large".

Roll call demanded by Lee of Emmet.

Speaker Kendall in the chair.

On the question, "Shall the amendment be adopted?"

The yeas were:

Bascom, Bergeson, Clarke, Clary, Doran, Felt, Hanson, Inman, Lee, Lister, McAllister, Maben, Paul—13.

The nays were:

Allred, Anderson, Arney, Baird, Balluff, Bauman, Bixby, Blackmore, Bonwell, Brandes, Conn, Cottrell, Darrah, DeMar, Dewell, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Geneva, Greenwood, Hackler, Hambleton, Harding, Heles, Hickey, Holmes, Jewell, Jones, Kelley, Kellogg, Koontz, Kull, McDonald, McElrath, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Pierce, Price, Reaney, Reitz, Ritter, Schroeder, Schulte,

Shaffer, Sheldon, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—76.

Absent or not voting:

Beery, Calkins, Cassady, Corrie, Dodds, Dunn, Flugum, Fox, Grier, Hanna, Harvey, Hume, Kendall, Lowrey, Marston, Schoenberger, Sidey, Springer, Swift—19.

So the amendment was lost.

Teter of Marion moved to amend Senate File No. 111 by striking the words "four thousand", as the same appears in Sections Five (5) and Seven (7) of the printed bill in the Journal of March 22, and by inserting in lieu thereof the words "two thousand".

Amendment lost.

Teter of Marion moved to amend Senate File No. 111 by striking from Section Five (5), as the same appears in the House Journal of March 22, the words "except that in cities of Four Thousand (4,000) population or less, the solicitor shall be appointed by the council;" and also by changing the comma following the word "assessor" to a period; also by striking from the seventh section of said file the words "and in cities of Four Thousand (4,000) population or less, shall appoint a solicitor;" and also by changing the comma following the word "clerk" to a period.

Amendment lost.

Schulte of Clayton moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Hackler, Hambleton, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Koontz, Kull, Lee, McAllister, McDonald, McElrath, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Pierce, Reaney, Reitz, Ritter,

Schroeder, Schulte, Shaffer, Sheldon, Smith, Sparks, Stewart, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde—76.

The nays were:

Geneva, Greenwood, Kellogg, Paul, Price, Stillman, Teter, Mr. Speaker—8.

Absent or not voting:

Beery, Calkins, Cassady, Corrie, Dodds, Elliott, Flugum, Fox, Grier, Hanna, Hanson, Harvey, Jones, Kendall, Lister, Lowrey, Maben, Marston, Miller of Bremer, Schoenenberger, Sidey, Springer, Swift, Wilson—24.

So the bill passed and the title was agreed to.

Darrah of Lucas moved that the House insist upon the House amendments to Senate File No. 280, and that a conference committee be appointed.

On the question, "Shall the House insist?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kull, Lee, Lister, Lowrey, McDonald, McElrath, Maben, Mann, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Ritter, Schulte, Shaffer, Smith, Sparks, Stillman, Stoltenberg, Sullivan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Balluff, Beery, Bergeson, Calkins, Cassady, Corrie, Cottrell, Dodds, Elliott, Grier, Hanna, Harvey, Hume, Kendall, Koontz, McAllister, Marston, Mercer, Miller of Bremer, Reitz, Schoenenberger, Schroeder, Sheldon, Sidey, Springer, Stewart, Swan, Swift, Wolfe—29.

So the House insists upon House amendments to Senate File No. 280.

The Speaker appointed as conference committee on part of

the House upon Senate File No. 280: Darrah of Lucas, Lee of Emmet, Holmes of Kossuth, McDonald of Carroll.

On motion of Jones of Montgomery, Senate File No. 286, a bill for an act re-appropriating money for the purchase of land for the State Hospital for Inebriates at Knoxville, with report of committee recommending passage, was taken up and considered.

Mr. Jones moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Sheldon, Smith, Sparks, Stewart, Stillman, Soltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Beery, Calkins, Cassady, Corrie, Dodds, Feay, Grier, Hanna, Harvey, Hume, Kendall, Marston, Mason, Nix, Price Schoenenberger, Sidey, Springer, Swift—19.

So the bill passed and the title was agreed to.

On motion of Moore of Linn, House File No. 152, a bill for an act amendatory to Chapter Six (6), Title Three (3) of the Code, extending the jurisdiction of superior courts in cities which are not county seats, and which have now, or may hereafter have, a population of twenty-five thousand (25,000) or more; providing for changes of venue from superior courts in such cities; providing for trial by jury in superior courts in such cities; providing for the number of jurors in such courts in such cities and the manner of their selection; providing the manner of making certain judg-

ments of courts in such cities liens upon real estate; providing that the filing of petitions in such courts in such cities which affect real estate shall enlarge third persons with notice of the pendency of the action upon filing a notice of pendency; providing for the salary of the judge of the superior court in such cities; providing for the compensation of a shorthand reporter of such court in such cities; and providing that the act shall apply to cities acting under special charter, was taken up and considered.

Mr. Moore moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Balluff, Bixby, Bonwell, Cottrell, DeMar, Dye of Pottawattamie, Feely, Harding, Holmes, Jones, Kelley, Kellogg, Kull, McDonald, McElrath, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Reaney, Ritter, Schulte, Sheldon, Sparks, Stewart, Stillman, Sullivan, Swan, Webster, White, Wilson, Wolfe—38.

The nays were:

Bascom, Bauman, Bergeson, Blackmore, Clarke, Darrah, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Earle, Feay, Felt, Fenn, Flugum, Fox, Hackler, Hambleton Hanson, Heles, Hickey, Jewell, Lee, Lister, Lowrey, McAllister, Mason Meredith, Pierce, Price, Shaffer, Smith, Teter, Van Houten, Youde, Mr. Speaker—38.

Absent or not voting:

Anderson, Baird, Beery, Brandes, Calkins, Cassady, Clary, Conn, Corrie, Dodds, Elliott, Geneva, Greenwood, Grier, Hanna, Harvey, Hume, Inman, Koontz, Maben, Mann, Marston, Reitz, Schoenenberger, Schroeder, Sidey, Springer, Stoltenberg, Swift, Weeks, Welden—31.

The bill having failed to receive a constitutional majority was declared lost.

On motion of McElrath of Woodbury, House File No. 457, a bill for an act to create a commission to examine into the subject of taxation for State and local purposes, providing for their appointment, powers and the report of their findings and recommendations, and making an appropriation therefor, was taken up and considered.

McElrath of Woodbury moved that House File No. 457 be made a substitute for House Joint Resolution No. 5.

Motion prevailed.

Mr. McElrath moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Brandes, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Jewell, Jones, Kelley, Kellogg, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Reaney, Ritter, Schroeder, Schulte, Shaffer, Sheldon, Smith, Sparks, Stewart, Stillman, Sullivan, Swan, Teter, Van Houten, Webster, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—79.

The nays were:

Baird, Bonwell, Elliott, Offill, Price, Reitz—6.

Absent or not voting:

Beery, Calkins, Cassady, Corrie, Dodds, Earle, Feely, Geneva, Grier, Hanna, Harvey, Hume, Inman, Kendall, Maben, Marston, Moore, Schoenenberger, Sidey, Springer, Stoltenberg, Swift, Weeks—23.

So the bill passed and the title was agreed to.

#### GOVERNOR'S MESSAGE.

The following message was received from the Governor:

*To the Senate and House of Representatives of the Thirty-second General Assembly:*

A few years ago the State purchased the southwest quarter ( $\frac{1}{4}$ ) of Section Twenty-seven (27), Township Seventy-eight (78), north of Range Twenty-four (24) west of the Fifth (5th) Principal Meridian, for a camp ground for the Iowa National Guard, paying therefor in round numbers \$20,000.

This quarter section lies just north of the United States Army Post. The site was selected largely to make it convenient for the members of the Guard to use the Post rifle range, which is situated a little further south. Since the purchase was made, the Federal Government has arranged an appropriation for the acquisition of rifle ranges in the various states for the use of the National Guard, and Iowa's allotment of this appropriation is about \$13,000.00 per year. It has become my duty, under the law of Congress and order of the War Department to

recommend to the Secretary of War one or more sites for rifle ranges.

It is impossible to acquire one proximate to the camp ground the State already owns, and it is obvious that the camp ground and rifle range should be adjacent to each other. Investigation has developed two or three locations about ten miles northwest of Des Moines, near the interurban railway, and along the Des Moines river that can be secured and join the range and the camp ground. The quarters section the State has can be sold for considerable more than was paid for it. The proceeds of such a sale, together with the appropriation of the General Government available now, will enable the State and Government to buy each for itself a camp ground and rifle range lying side by side, and to improve both so that the Guard would be much better served than with the present grounds. Options have been taken upon the land desired, and it can be bought for substantially \$85.00 per acre.

I therefore recommend the passage of a bill that will authorize the Governor, with the approval of the Executive Council, to sell the present camp grounds above described and use the proceeds in the acquisition and improvement of another site.

Respectfully submitted,

ALBERT B. CUMMINS.

March 25, 1907.

Unanimous consent having been given, McAllister of Linn withdrew House File No. 235 from the Committee on Judiciary and from the further consideration of the House.

Unanimous consent having been given, Schulte of Clayton withdrew House File No. 226 from the further consideration of the House.

Unanimous consent having been given, Schulte of Clayton withdrew House File No. 227 from the Committee on Municipal Corporations and from the further consideration of the House.

Unanimous consent having been given, Stoltenberg of Scott withdrew House File No. 221 from the Committee on Labor and from the further consideration of the House.

Unanimous consent having been given, Dye of Decatur withdrew House File No. 369 from the Committee on Roads and Highways and from the further consideration of the House.

Unanimous consent having been given, McElrath of Woodbury withdrew House Joint Resolution No. 5 from the further consideration of the House.

Teter of Marion moved that Senate File No. 10 be recalled from the Senate.

Motion prevailed, and Senate File No. 10 was ordered recalled.

On motion of Stewart of Washington, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 26, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. John Comin of Des Moines.

Journal of Monday, March 25, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Mann of Fremont presented petition of attorneys of Fremont county relative to House File No. 438.

Referred to Committee on Judiciary.

Ritter of Des Moines presented petition of citizens and residents of Des Moines county relative to House File No. 438.

Referred to Committee on Judiciary.

Hambleton of Mahaska presented petition of supervisors and others of Mahaska county relative to House File No. 438.

Referred to Committee on Judiciary.

Greenwood of Mills presented petition of citizens of Glenwood, relative to House File No. 438.

Referred to Committee on Judiciary.

Hambleton of Mahaska presented petition of citizens of Mahaska county relative to a constitutional amendment prohibiting the

manufacture and sale of alcoholic liquors for beverage purposes within the State of Iowa.

Referred to Committee on Suppression of Intemperance.

Pierce of Buena Vista presented petition of citizens and farmers of Buena Vista county relative to an appropriation for agricultural work, and for a correspondence school of agriculture by the Iowa State College of Agriculture at Ames.

Referred to Committee on Ways and Means.

#### REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 356, a bill for an act to punish burglary with explosives, beg leave to report 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 adopting the following substitute:

#### SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 356.

A BILL for an act to punish burglary with explosives.

*Be It Enacted by the General Assembly of the State of Iowa:*

If any person shall break and enter any building and commit any public offense therein by the use, or with the aid, of nitroglycerine, dynamite, giant powder, gunpowder, or any other explosive material, he shall be imprisoned in the penitentiary not less than fifteen years.

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Conn of Butler, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred Senate File No. 239, a bill for an act amending section Thirteen Hundred and Thirty-three (1333) of the Code Supplement, in relation to taxes paid by insurance companies other than those organized under the laws of the State of Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 205, a bill for an act providing for special assessments for sidewalk and street improvements in cities and towns upon the right of way of any railroad company fronting or abutting upon a street, highway, avenue, alley, public ground, wharf, landing or market place the same as upon any land or lot therein, and providing for the collection thereof.

Also:

Senate File No. 289, a bill for an act to amend the law as it appears in Section Five (5), Chapter One Hundred and Nine (109) of the laws of the Thirty-first General Assembly, and to require assessors to report deaths occurring in their respective districts.

Also:

Senate File No. 314, a bill for an act to legalize certain ordinances and official acts of the town council of Mondamin, Harrison County, Iowa.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

#### RESOLUTIONS.

Doran of Boone presented the following resolution:

WHEREAS, The people of Iowa and primarily the farmers of Iowa have suffered irreparable loss and damage by the failure of the railroads to give an equivalent in service for the freight charges paid by the people, in the transportation of live stock, in an amount equal to from \$5.00 to \$200.00 per car on stock shipped from central or western Iowa to Chicago; and,

WHEREAS, House File No. 52, known as the Doran Speed Limit bill, was passed February 14, 1907, by the House with a view to give relief to the farmers and correct the abuses practiced by the railroads since early in the year 1903, such as doing local switching with the engines hauling live stock trains, and other delays not necessary nor proper for a train crew or engine while hauling perishable live stock; and,

WHEREAS, The Senate, or the Railroad Committee of the Senate, has had possession of the above mentioned bill for about forty days, without taking any action other than to vote on it by secret ballot occasionally without known result to the House; be it therefore

*Resolved*, That the attention of the Senate be invited to the status of this bill with the hope that immediate action may be had giving the relief prayed for by the farmers, stock-feeders and shippers of Iowa.

Laid over under Rule No. 34.

Teter of Marion presented the following resolution and moved that the rule be suspended and the resolution adopted:

*Resolved*, That all committee clerks of this House be and are hereby

required to be present in the Hall of the House between the hours of 8:30 A.M. and 5:00 P.M., excepting during the period from 12:00 M. to 1:00 P.M.; provided, however, that said clerks may be absent from said House during such time as may be reasonably necessary for the completion of any stenographic or copying work requested by any member of this House; and be it further

*Resolved*, That any of such clerks who refuse to do or perform any stenographic or copying work requested by any member of this House shall, on complaint of any said members, be docked full pay for the day on which such complaint is made; and be it further

*Resolved*, That the Chief Clerk be and is hereby instructed and required to deduct a full day's pay from the salary of each and every such committee clerk against whom complaint is so made by any member of this House.

Kelley of Polk moved that resolution be laid upon the table.

Motion prevailed, and the resolution was laid on the table.

Heles of Dubuque presented resolutions in memory of the life and public service of Hon. T. W. Johnston, who departed this life November 30, 1906.

Rule suspended and resolution adopted by a rising vote.

#### INTRODUCTION OF BILLS.

By Koontz of Johnson, House File No. 462:

A BILL for an act to release and convey to Mary A. T. Sanders all right, title and interest of the State of Iowa in or to the following described real estate, to-wit: A strip of land situated in west end of lot three (3), in section three (5), township seventy-nine (79) north, range six (6) west of the fifth P. M., in Johnson County, Iowa, and lying between the public highway known as the "Foster road" and the bank of the Iowa river, and extending north 150 feet from the east end of the Terrill dam situated between lots three (3) and six (6) in said section three (3) and south 150 feet from said dam.

WHEREAS, On the 20th day of August, 1903, Mary A. T. Sanders and her husband, Euclid Sanders, conveyed by warranty deed recorded in book 84, page 558, Deed Records of Johnson county, Iowa, to the State of Iowa for the use and benefit of the State University of Iowa the property described below, a copy of granting clause of said deed being as follows, to-wit:

Know all men by these presents: That Mary A. T. Sanders and Euclid Sanders, her husband, of Johnson county, State of Iowa, in consideration of the sum of one dollar and other valuable considerations in hand paid by the State of Iowa, do hereby sell and convey unto the said State of Iowa, for the use and benefit of the State University of Iowa, the following described premises, situated in the county of Johnson and State of Iowa, to-wit:

All right, title and interest in and to the dam and waterpower on the Iowa river, known as the Terrill dam, situated between lots 3 and 6,

section 3, township 79, range 6 west of the 5th principal meridian; also the cribbing and rock-work at the west end of said section 3 above mentioned, and lying between the public highway known as the Foster road and the bank of the Iowa river, and extending north 150 feet from the east end of said dam, and south 150 feet from said dam. The conditions of said conveyance are that said water-power shall be for the use and benefit of the State University of Iowa and for no other purpose, and that no steam plant or other than water or electric-power plant shall be erected or used on said premises without the written consent of grantors, their heirs or assigns, and in case of violation of these conditions, or abandonment, or non-use of said water-power for a period of three years, or for the purpose above mentioned, then this conveyance is to be void and the property herein granted is to revert to the grantors, their heirs or assigns: Provided, however, if the said grantee construct a dam within a distance of two miles and below the present site, and of such height as to maintain the level of the water in the river at its present level above the dam herein conveyed, in that case the present site may be abandoned by said grantee and only the title to the strip of land herein conveyed shall revert to the grantors, their heirs or assigns, and the grantee shall have the right to remove within a reasonable time any buildings, fixtures or machinery located on said grounds; and,

WHEREAS, The said dam and water-power have been destroyed and a new dam has been constructed across the Iowa river within a distance of two miles below the site of said old dam, and by the terms of said deed the strip of land above described reverts to the grantors, their heirs or assigns; therefore,

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. The State of Iowa hereby relinquishes and conveys to Mary A. T. Sanders all its right, title and interest in the following described real estate, to-wit: A strip of land situated in the west end of lot three (3), in section three (3), township seventy-nine (79) north, range six (6) west of the 5th P. M., in Johnson county, Iowa, lying between the public highway known as the "Foster road" and the bank of the Iowa river, and extending north one hundred and fifty (150) feet from the east end of the dam and water power on the Iowa river known as the "Terrill dam," situated between lots three and six (3 and 6) in said section three (3) and extending south one hundred and fifty (150) feet from said dam.

SEC. 2. The Governor of the State of Iowa is hereby authorized and directed to execute and deliver to the said Mary A. T. Sanders a deed conveying to her all of the right, title and interest of the State of Iowa in or to the said land.

Read first and second time and passed on file.

By Springer of Buchanan, House File No. 463, a bill for an act to amend Section Three Thousand Five Hundred and Forty (3540) of the Code, relating to the publication of original notices in actions against unknown defendants.

Read first and second time and referred to Committee on Judiciary.

By Hanson of Humboldt, House File No. 464, a bill for an act to legalize the plat and dedication of the College addition (commonly known as First College addition), the Second College addition, Lathrop's addition and Johnston's addition to the incorporated town of Humboldt (formerly Springvale), Humboldt county, Iowa.

Read first and second time and referred to Committee on Judiciary.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended by substitute and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 65, a bill for an act relative to limiting the hours of service of railroad employes.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 237, a bill for an act providing for scales and the weighing of commodities transported in carload lots.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 45, a bill for an act relative to stoppage of compensation due men of the Iowa National Guard for loss or damage to property.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 325, a bill for an act relating to the fees of county surveyors.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 143, a bill for an act to indemnify Charles H. Tribby for damages caused by sewage from the State Hospital for Insane at Mt. Pleasant, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 341, a bill for an act relative to a levy of a tax of one mill for park purposes.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate insists on its amendments to House File No. 171, a bill for an act relative to the correction of erroneous assessments, and asks for a conference committee, and the President names as committee on the part of the Senate: Senators Saunders, Whipple, Jamison, Peterson.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 75, a bill for an act making appropriation for a swine barn with show ring upon the State Fair Grounds.

GEO. A. NEWMAN,  
*Secretary.*

SENATE MESSAGES CONSIDERED.

Senate File No. 109, a bill for an act to amend the law as it appears in Chapter One (1), Title IX (9) of the Code, relating to corporations for pecuniary profit.

Read first and second time and referred to Committee on Judiciary.

Senate File No. 305, a bill for an act to amend Section Two Thousand One Hundred and Sixteen (2116) of the Code, relating to the duty of railroads.

Read first and second time and referred to Committee on Railroads and Commerce.

Senate File No. 315, a bill for an act to repeal Section Fourteen Hundred and Sixty (1460) of the Code, relating to the state-

ment by the Auditor of State of the County Treasurers' account with the Treasurer of State.

Read first and second time and referred to Committee on Judiciary.

Senate File No. 338, a bill for an act for the regulation and taxation of persons who shall maintain an office or place of business where intoxicating liquors are held in store and the purchase price thereof collected by the owner from the person to whom they have been conditionally sold.

Read first and second time and referred to Committee on Judiciary.

Senate File No. 343, a bill for an act to legalize the ordinances and amendments to ordinances passed by the town council of Nodaway, Iowa, and to legalize all official acts of the town officials of Nodaway, Iowa, acting as such officials.

Read first and second time and referred to Committee on Judiciary.

Senate File No. 272, a bill for an act additional to and amendatory of the law as it appears in Title Fourteen (XIV) of the Code, relative to rights of property and the conveyance thereof.

Read first and second time and referred to Committee on Judiciary.

Senate File No. 318, a bill for an act to amend Chapter One Hundred and Sixty-six (166), laws of the Thirty-first General Assembly, relating to the definition of adulterated foods, and fixing standards for certain food products.

Read first and second time and referred to Committee on Public Health.

Senate substitute for Senate File No. 167, a bill for an act to make the law as it appears in Sections Thirteen Hundred and Eighty-nine-a (1389-a), Thirteen Hundred and Eighty-nine-b (1389-b), Thirteen Hundred and Eighty-nine-c (1389-c) and Thirteen Hundred and Eighty-nine-d (1389-d) of the Supplement to the Code, in relation to the keeping of a record of delinquent taxes, applicable to cities acting under special charter.

Read first and second time and referred to Committee on Municipal Corporations.

Senate substitute for Senate File No. 271, a bill for an act to repeal Chapter One Hundred and Forty (140), laws of the Thirty-first General Assembly, relative to bonds of school corporations, and enacting a substitute therefor.

Read first and second time and referred to Committee on Schools and Text Books.

Senate File No. 155, a bill for an act to amend Section Thirty-four Hundred Ninety-six (3496) of the Code, limiting the place in which actions may be brought upon contracts.

Read first and second time and referred to Committee on Judiciary.

Senate File No. 244, a bill for an act authorizing persons, firms or corporations engaged in the business of storing goods for profit to issue warehouse receipts on the goods so stored; to regulate the issuance, negotiation and transfer of such receipts, and to provide punishment for the violation of said regulations, and repeal Section Thirty-one Hundred Twenty-nine (3129) of the Code.

Read first and second time and passed on file.

Senate substitute for Senate File No. 235, a bill for an act to protect the safety of railroad employes by regulating the maintaining and stringing of other wires over railroad tracks.

Read first and second time and referred to Committee on Telephones, Telegraph and Express.

Senate File No. 231, a bill for an act to amend Section Thirty-eight Hundred and Fifty-three (3853) of the Code, relating to the recovery of costs by the successful against the losing party.

Read first and second time and referred to Committee on Judiciary.

Senate File No. 106, a bill for an act relating to fish and game, and making appropriation for the Fish and Game Commission of the State of Iowa, and for the extension of the State dam and dykes at Wall Lake.

Read first and second time and referred to Committee on Fish and Game.

Senate substitute for Senate File No. 61, a bill for an act additional to Title Seven (7), Chapter Two (2) of the Code, authorizing county treasurers to commence and prosecute ordinary actions

at law for the enforcement of tax liens, and the collection of taxes in addition to all the other remedies now provided by law for the collection of taxes and for the issuance of a writ of attachment in certain cases without bond for the purpose of enforcing the payment of taxes whether due or not due, and collecting the same.

Read first and second time and referred to Committee on Ways and Means.

Senate substitute for Senate File No. 278, a bill for an act to amend Section One (1) of Chapter One Hundred and Eighty-six (186), laws of the Thirtieth General Assembly, relating to lakes and lake beds.

Read first and second time and passed on file.

Senate File No. 330, a bill for an act relating to the sale of intoxicants in the vicinity of military reservations, and providing a penalty for the violation thereof.

Read first and second time and referred to Committee on Suppression of Intemperance.

Senate File No. 274, a bill for an act to legalize the plat of W. O. Lee's addition to Macksburg, Iowa.

Read first and second time and referred to Committee on Judiciary.

Senate File No. 340, a bill for an act amending Section Two Thousand and Fifty-one (2051) of the Code, relating to the conditional sale or lease of railroad or street railway equipment or rolling stock, so as to provide for the conditional sale or lease of power house and electrical equipment of interurban or street railways or of electric light and power companies or of steam heating companies.

Read first and second time and passed on file.

Senate substitute for Senate File No. 31, a bill for an act to prevent the adulteration, misbranding and imitation of drugs; and repealing Sections Four Thousand Nine Hundred and Eighty-three (4983), Four Thousand Nine Hundred and Eighty-five (4985), Four Thousand Nine Hundred and Eighty-six (4986) and Four Thousand Nine Hundred and Eighty-eight (4988) of the Code, and vesting the execution and enforcement of this act in the Pharmacy Commissioners.

## SENATE SUBSTITUTE FOR SENATE FILE NO. 31.

A BILL for an act to prevent the adulteration, misbranding and imitation of drugs; and repealing Sections Four Thousand Nine Hundred and Eighty-three (4983), Four Thousand Nine Hundred and Eighty-five (4985), Four Thousand Nine Hundred and Eighty-six (4986) and Four Thousand Nine Hundred and Eighty-eight (4988) of the Code, and vesting the execution and enforcement of this act in the Pharmacy Commissioners.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. No person, firm or corporation, by himself, officer, servant or agent, or as the officer, servant or agent of any other person, firm or corporation, shall manufacture or introduce into the State or solicit orders for delivery, or sell, exchange, deliver, or have in his possession with the intent to sell, exchange or expose, or offer for sale or exchange, any drug which is adulterated or misbranded within the meaning of this act. Provided, that none of the penalties set forth in this act shall be imposed upon any common carrier for introducing into the State, or having in its possession, any adulterated or misbranded drugs, where the same were received by said carrier for transportation in the ordinary course of its business and without actual knowledge of the adulteration or misbranding thereof.

SEC. 2. The term "drug," as used in this act, shall include all medicines and preparations recognized in the United States Pharmacopoeia or National Formulary for internal or external use, and any substance or mixture of substances intended to be used for the cure, mitigation or prevention of disease of either man or other animals, or for the destruction of parasites.

SEC. 3. For the purposes of this act, a drug shall be deemed to be adulterated:

First. When a drug is sold under or by a name recognized in the United States Pharmacopoeia or National Formulary, it differs from the standard of strength, quality or purity as determined by the test laid down in the United States Pharmacopoeia or National Formulary official at the time of investigation; provided, that no drug defined in the United States Pharmacopoeia or National Formulary shall be deemed to be adulterated under this provision if the standard of strength, quality or purity be plainly stated upon the bottle, box or other container thereof, although the standard may differ from that determined by the test laid down in the United States Pharmacopoeia or National Formulary.

Second. If its strength or purity fall below the professed standard or quality under which it is sold.

SEC. 4. The term "misbranded," as herein used, shall apply to all drugs the package or label of which shall bear any statement, design or device regarding such article or the ingredients or substances contained therein, which shall be false or misleading in any particular, and to any drug which is falsely branded as to state, country or territory in which it is manufactured or produced.

For the purposes of this act, a drug shall also be deemed to be misbranded:

First. If it be an imitation of or offered for sale under the name of another article.

Second. If the contents of the package as originally put up shall have been removed in whole or in part and other contents shall have been placed in such package, or if the package shall fail to bear a statement on the label showing the name and the exact quantity or proportion of any alcohol, morphine, opium, heroin, chloroform, cannabis indica, chloral hydrate, acetanilid, or any derivative or preparation of any such substances contained therein. The statement herein required shall be plainly printed upon the outside wrapper and also upon a label affixed to the package in type "eight point caps"; provided, that in case the size of the package will not permit the use of eight point caps, the size of the type may be reduced proportionately. There shall be such a contrast between the color of the label and the color of the ink used in printing the label heretofore required that the printing thereon shall be easily and plainly legible.

SEC. 5. No person, firm or corporation shall sell, offer or expose for sale, or have in his possession, any preparation or product intended for use of man or domestic animals, either for internal or external use, or for cosmetic purposes, or for inhalation, or for perfumes, which contains methyl (wood) alcohol, crude or refined, or denatured alcohol.

SEC. 6. The Pharmacy Commissioners shall, from time to time, with the approval of the Executive Council, issue a printed bulletin, showing the results of inspections, analyses and prosecutions undertaken under this act, together with such general information as may be deemed suitable. Such bulletins shall be printed in such numbers as may be directed by the Executive Council, and shall be issued to the newspapers of this State and to all interested persons.

SEC. 7. It is hereby made the duty of the Pharmacy Commissioners to enforce the provisions of this act.

SEC. 8. Any person, firm or corporation, or agent thereof, who refuses to comply, on demand, with any of the requirements of this act, or who shall violate any of its provisions, or who shall obstruct or hinder the said Pharmacy Commissioners in the discharge of any duty imposed by this act shall be guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine not exceeding one hundred dollars.

SEC. 9. All goods purchased or received by either wholesale or retail dealers of this State prior to July first, Nineteen Hundred and Seven (1907) shall be exempt from the provisions of this act to April first, Nineteen Hundred and Nine (1909). The having in possession by any person who manufactures or exposes for sale any adulterated or misbranded drug, within the meaning of this act, shall be prima facie evidence of having in possession with intent to sell in violation of its provisions; provided, that any manufacturer, wholesaler or jobber may keep goods specifically set apart in his stock for sale in other states, which might otherwise be in violation of the provisions of this act.

SEC. 10. Sections Four Thousand Nine Hundred and Eighty-three (4983), Four Thousand Nine Hundred and Eighty-five (4985), Four Thousand Nine Hundred and Eighty-six (4986) and Four Thousand

Nine Hundred and Eighty-eight (4988) of the Code are hereby repealed.

J. A. MCKLVEEN,  
*Chairman.*

Read first and second time and passed on file.

Senate File No. 20, a bill for an act to repeal Chapter Five (5) of Title IX (9) of the Code, and enact a substitute therefor.

SENATE FILE NO. 20.

A BILL for an act to repeal Chapter Five (5) of Title IX (9) of the Code, and enact a substitute therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Chapter Five (5) of Title IX (9) of the Code be repealed and the following enacted in lieu thereof:

Any number of persons may, without regard to the provisions of the preceding chapter, enter into contracts with each other for the insurance from loss or damage by fire, tornadoes, lightning, hailstorms, cyclones or windstorms and to insure plate glass against breakage from accident, but such associations of persons shall in no case insure any property not owned by one of their own number, except such school and church property as may be situated within the territory in which they do business and the reinsurance of the risks of similar associations. Associations organizing for the purpose of transacting business under the provisions of this chapter shall incorporate under the provisions of Chapter One (1) of Title IX (9) of the Code.

Risks or hazards above mentioned shall be classified as follows:

1. Fire and lightning.
2. Tornadoes, cyclones and windstorms.
3. Hailstorms.
4. Plate glass.

SEC. 2. Any association incorporated under the laws of this State for the purpose of furnishing insurance as provided for in this chapter, doing business only within the county in which is situated the town or city named in its articles of incorporation as its principal place of business, or the counties contiguous thereto, shall, for the purposes of this chapter, be deemed a county mutual assessment association; all other associations operating hereunder shall, for the purposes of this chapter, be deemed State mutual assessment associations.

SEC. 3. No State mutual assessment association shall issue any policies until at least one hundred and twenty-five (125) applications have been received in any class as shown by Section One (1) hereof, representing the following amount of insurance:

Classes 1, 2 and 3, Two Hundred and Fifty Thousand Dollars (\$250,000.00) each.

Class 4, One Hundred Thousand Dollars (\$100,000.00), and no county mutual assessment association shall issue any policies until applications for insurance to the amount of Fifty Thousand Dollars

(\$50,000.00), representing at least fifty (50) applicants, have been received. Neither shall any association issue any policies of insurance until its articles of incorporation and form of policy shall have been submitted to and approved by the Auditor of State, nor until he has satisfied himself that the association has, in good faith, applications representing the number of applicants and the amount of insurance above required and has issued to the association a certificate authorizing it to transact an insurance business.

Sec. 4. Each association doing business under the provisions of this chapter shall annually, in the month of January, report to the Auditor of State, upon blanks furnished by him, the following facts:

First. The name, place of doing business, date of commencement, and objects of the association.

Second. Names and postoffice addresses of president, secretary and treasurer.

Third. Amount of risks in force at beginning of year.

Fourth. Amount of risks written during the year.

Fifth. Amount of risks expired and cancelled during the year.

Sixth. Amount of risks in force at the end of the year.

Seventh. The amount of receipts from assessments during the year.

Eighth. The receipts from other sources.

Ninth. Amount paid for losses during the year.

Tenth. Amount paid to agents for services during the year.

Eleventh. Amount paid to officers during the year, specifying amount paid each.

Twelfth. Amount paid to employes during the year.

Thirteenth. Amount of other expenses.

Fourteenth. Amount of losses adjusted and due.

Fifteenth. Amount of losses adjusted and not due.

Sixteenth. Amount and number of claims reported but not adjusted.

Seventeenth. Number and amount of claims resisted and in litigation.

Eighteenth. Cost per thousand during the year.

Nineteenth. Average cost per thousand during the past five years.

Provided, that State mutual assessment insurance associations shall, in addition to the foregoing, report the following facts:

Twentieth. The value of real estate owned by the association.

Twenty-first. The amount of cash on hand and deposited in bank to the credit of the association, and in what bank deposited.

Twenty-second. The amount of cash in hands of agents and in course of transmission.

Twenty-third. The amount of loans secured by first mortgage on real estate, with the rate of interest thereon.

Twenty-fourth. The amount of all other loans and bonds, and how secured, with the rate of interest thereon.

Twenty-fifth. The amount of interest on investments actually due and unpaid.

Twenty-sixth. The amount of all other securities and their value.

Twenty-seventh. The amount which the association is required by law to hold as a reinsurance reserve.

Twenty-eighth. The amount due officers and employes.

Twenty-ninth. The amount due agents.

Thirtieth. The amount due banks or other creditors and the security given therefor.

Thirty-first. All other claims against the association.

Thirty-second. The largest amount insured in any one risk.

Thirty-third. The amount reinsured and names of companies and associations carrying such reinsurance, and such other information as the Auditor of State may deem necessary for the purpose of ascertaining the true condition of the association. The report herein contemplated shall be made as of December 31 of each year, and verified by oath of the president or vice-president and secretary of the association.

SEC. 5. The report referred to in the preceding section shall be tabulated by the Auditor of State, and published by him in the annual report on insurance, one copy of which shall be sent to each association. The county associations, the State associations and those doing an exclusive tornado and an exclusive hailstorm insurance business shall be separately classified.

SEC. 6. Such association shall pay the same fees for annual reports and annual certificates of authority as are required to be paid by domestic companies organized and doing business under the preceding chapter, which certificate shall expire March 1 of the year following the date of its issue.

SEC. 7. The Auditor of State may address inquiries to any association in relation to its doings and condition and any association so addressed shall promptly reply thereto in writing.

SEC. 8. Such associations may collect a policy and survey fee and such assessments, provided for in their articles of incorporation and by-laws, as are required to pay losses and necessary expenses incurred in the conduct of their business. State mutual fire insurance associations shall provide for and maintain a reinsurance reserve as hereinafter designated. No State mutual association shall collect assessments for more than one year in advance, where such assessments exceed three (3) mills on each dollar of insurance in force.

SEC. 9. From and after the taking effect of this act, all State mutual fire insurance associations operating under the provisions of this chapter, except such associations as confine their business exclusively to dwelling houses, barns, farm buildings and their contents, shall, annually, set aside and maintain as a reinsurance reserve an amount equal to ten (10) per cent of the receipts from assessments during the year until the total amount thus accumulated shall equal forty (40) per cent, but not to exceed fifty (50) per cent of the amount of one annual assessment at the basis rate charged for such insurance on all policies in force. The reserve thus accumulated may be used for the payment of losses and expenses, and when so used shall be restored and maintained by the collection of assessments as hereinafter provided.

SEC. 10. Every association contemplated by the preceding section shall provide in its by-laws and specify in its policies the maximum liability of its members to the association. Such liability shall not be less than a sum equal to the basis rate charged by the association for insurance nor greater than a sum equal three times such basis rate. The maximum liability of the members' shall be plainly and legibly stated in each policy. Whenever reductions shall be made in the liability of members such reduction shall apply proportionately to all policies in force.

SEC. 11. Whenever the assets of any association are insufficient for the payment of losses and expenses, it shall make an assessment for the required amount ratably upon its members liable therefor, and whenever by reason of depreciation, loss or otherwise the net assets of any association required to maintain a reinsurance reserve, after providing for other debts, are less than the required reserve, the deficiency shall be restored by assessment as above provided.

SEC. 12. Whenever the board of directors or Auditor of State shall ascertain that any association is insolvent, such board, or upon its failure to do so, the Auditor of State may direct an assessment ratably upon all members liable therefor in such amount as may be necessary as follows:

First. It shall be determined what amount each policy-holder should pay or receive in case he desires to withdraw from the association.

Second. What further sum each policy-holder should pay to reinsure his policy with some other solvent association.

The board of directors shall forthwith cause written notice and demand of payment to be served personally or by mail upon each policy-holder liable therefor. The notice of assessment shall show separately the amount required to be paid in case of withdrawal and the amount required to be paid where withdrawal or cancellation is not desired. The amount due under the assessment shall be payable at the home office of the association within thirty (30) days after date of the notice, but the insured may elect whether to pay the amount called for in case withdrawal is desired or the amount called for where it is desired that the insurance shall be continued and his policy shall be cancelled or continued according to such payment. In case of State mutual assessment associations if, within sixty (60) days after the assessment is made, it shall appear that the amount of insurance remaining in force is less than the amounts required by Section Three (3) hereof, the reinsurance reserve of such policies as are in force shall be used to reinsure such policies in some solvent association or, at the option of the policy-holder contributing the same, shall be returned to him, and the association shall continue only for the purpose of adjusting its affairs and closing up its business.

SEC. 13. Any policy of insurance issued by any association operating under the provisions of this chapter may be cancelled by the association giving five (5) days' written notice thereof to the insured, or if the insured shall demand in writing or in person of the association the cancellation of his policy, the association shall immediately ad-

wise him, by letter to address named, the amount, if any, due as his pro rata share of losses and expenses incurred since date of his policy. Upon surrender of his policy and payment of all sums due, his membership shall cease; provided, that during the months of June, July and August hail insurance policies may be cancelled only at the option of the officers of the association carrying the risk.

Upon the expiration or cancellation of any policy of insurance issued under the provisions of this act, all obligations to the association having been paid, members shall be entitled to and shall be paid by the association a sum equal to at least seventy-five (75) per cent of the unexpended portion of the amount contributed by him to the reinsurance reserve.

SEC. 14. Any State mutual assessment association contemplated by this chapter, before being authorized to do business in this State, shall require its secretary and treasurer to give bond to the association in such sum as the directors shall deem sufficient, not less, however, than Ten Thousand Dollars (\$10,000.00) for each office, which bond, after being approved by the president of the association and by the Auditor of State, shall be deposited with the Auditor of State as security for the faithful performance of the duties of the secretary and treasurer in handling the funds of the association. Should the Auditor of State consider the surety on said bonds or the amount thereof insufficient, he may require additional security, or an increase in the amount of the bond. If such additional security or increase be not furnished within thirty (30) days after notice thereof, the Auditor of State may revoke the certificate of authority of the association.

SEC. 15. The annual meetings of the members of associations transacting business under the provisions of this chapter shall be held at the home office of the association, except as hereinafter provided. Such associations as confine their membership to persons of one occupation, which persons maintain a State organization and hold annual meetings thereof, may, for the purpose of electing directors and changing or amending their articles of incorporation and by-laws, hold their annual meetings at the same time and place as the annual meeting of the members of the occupation to which the association confines its membership; provided, that until such time as the articles of incorporation of the association provide for the holding of meetings as above contemplated other than at the home office of the association, twenty (20) days' notice of the time and place of the holding of said meetings shall be given to all members of the association.

SEC. 16. Section Seventeen Hundred and Fifty-nine (1759) of the Code as amended and Sections Seventeen Hundred and Sixty (1760) to Seventeen Hundred and Sixty-seven (1767), inclusive, are hereby repealed.

Read first and second time and passed on file.

Senate File No. 234, a bill for an act to authorize the reassignment without charge to a new destination of property forwarded by a common carrier and to provide for the treatment of the same as an original shipment.

## SENATE FILE NO. 234.

A BILL for an act to authorize re-consignment without charge to a new destination of property forwarded by a common carrier and to provide for the treatment of the same as an original shipment.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. Upon request of the consignee, it shall be the duty of any common carrier of freight to re-consign, re-bill and re-ship from any place of destination within the State to any other place within the State any property in carload lots, whether accompanied by any person or not, brought to said place of destination over its own or other line, and treat the same in all respects as an original shipment between such places, provided the charges to first place of destination are paid or secured to the satisfaction of such company.

Read first and second time and passed on file.

On request of Weeks of Guthrie, unanimous consent having been given, House File No. 130, a bill for an act to amend Section Three Hundred and Eight (308) of the Supplement to the Code as amended by Chapter Eleven (11), acts of the Thirty-first General Assembly, relating to the compensation of county attorneys, with Senate amendments, was re-referred to Committee on Judiciary.

## CONSIDERATION OF BILLS.

On motion of Jones of Montgomery, House File No. 455, a bill for an act to amend Chapter Eighty (80) of the acts of the Thirtieth General Assembly, relating to State hospitals for inebriates, and to furnish additional provision in regard to commitments to and release from such hospitals, was taken up and considered.

Mr. Jones moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Bonwell, Brandes, Calkins, Clarke, Clary, Conn, Corrie, Cottrell, DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lister, McAllister, McDonald, McElrath, Mann, Mercer, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoen-

enberger, Schroeder, Schulte, Shaffer, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—85.

The nays were:

Meredith—1.

Absent or not voting:

Balluff, Beery, Blackmore, Cassady, Darrah, Dodds, Hanna, Hickey, Kellogg, Lee, Lowrey, Maben, Marston, Mason, Moore, Ofill, Price, Sheldon, Sidey, Sparks, Stoltenberg, Youde—22.

So the bill passed and the title was agreed to.

Shaffer of Fayette called up motion filed for the reconsideration of the vote by which House File No. 351 failed to pass the House and by which it passed to its third reading.

Motion to reconsider prevailed, and the bill was declared to be upon its second reading.

Mr. Shaffer moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bergeson, Bixby, Blackmore, Bonwell, Cassady, Clarke, Conn, Corrie, Darrah, Dewell, Doran, Dow, Dunn, Dye of Decatur, Elliott, Feay, Feely, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Lee, Lister, McElrath, Maben, Mercer, Meredith, Morris, Nix, Price, Reaney, Shaffer, Smith, Stillman, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—62.

The nays were:

Baird, Balluff, Brandes, Calkins, Clary, Cottrell, DeMar, Dye of Pottawattamie, Earle, Heles, Kellogg, Kendall, Koontz, Kull, McAllister, McDonald, Mann, Mason, Miller of Bremer, Miller of Dubuque, Moore, Ofill, Paul, Pierce, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sheldon, Springer, Stewart, Teter, Wolfe—34.

Absent or not voting :

Bauman, Beery, Dodds, Drury, Fenn, Geneva, Hanna, Lowrey, Marston, Sidey, Sparks, Stoltenberg—12.

So the bill passed and the title was agreed to.

Teter of Marion called up for further consideration House File No. 333, which was pending March 20 on its second reading.

Teter of Marion moved to amend House File No. 333, as the same appears in the printed bill, as follows :

By striking the phrase "to-wit" and the comma immediately preceding, from the second lines of Sections One (1) and Two (2); also by striking the words "of all printing done for the State" and the comma immediately following the said word "State" from the twenty-third line of Section Two (2); also by striking the word "into" from the twenty-sixth line of Section Two (2); also by striking from the twenty-seventh line of Section Two (2) the word "from" and substituting in lieu thereof the word "by;" also by striking from the twenty-seventh and twenty-eighth lines of Section Two (2) the words "wherein every item of merchandise shall receive a distinctive marking which shall accompany it through all stock accounts;" and by changing the comma immediately following the word "department" in the twenty-seventh line of Section Two (2) to a semicolon; also by inserting between the words "made" and "shall" in the fiftieth line of Section Two (2) the words "and approved by the Executive Council;" also by inserting between the words "shall" and "compile" in the fifty-second line of Section Two (2) the words "under the direction of the Executive Council;" also by striking from the fifty-third and fifty-fourth lines of Section Two (2) the words "except that the several departments shall verify the proof-reading of the printer," and also by changing the comma to a period immediately following the word "commissions" in said fifty-third line; also by inserting between the words "shall" and "annually" in the fifty-fifth line of Section Two (2) the words "under the direction of the Executive Council;" also by striking from the fifty-eighth line of Section Two (2) the abbreviation "etc.," together with the punctuation immediately preceding and following the same.

Amendments adopted.

On request of Teter of Marion, House File No. 333, as amended, was ordered printed in the Journal.

HOUSE FILE NO. 333.

A BILL for an act to amend Sections One Hundred and Fifty-six (156) and One Hundred and Fifty-seven (157) of the Code, relating to the election and duties of the Secretary of the Executive Council, and defining the duties of said Secretary, and to amend Sections Thirteen Hundred and Seventy-eight (1378) and Thirteen Hundred and Eighty-two (1382) of the Code.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section One Hundred and Fifty-six (156) of the Code be, and hereby is repealed, and the following enacted in lieu thereof:

The Executive Council shall choose a Secretary, who shall hold office during its pleasure.

SEC. 2. That Section One Hundred and Fifty-seven (157) of the Code be, and hereby is repealed, and the following enacted in lieu thereof:

The Secretary of the Executive Council shall perform the following duties and such others as are now or may hereafter be prescribed by law or directed by the Executive Council:

1. He shall keep a complete record of the proceedings of the Executive Council and of the State Board of Review and shall, upon the completion of the work of said Board of Review, immediately transmit to the Auditor of State a certified statement of the percentage to be added to or deducted from the valuation of each kind or class of property in the several counties of the State, and to each County Auditor of the State a like statement for his county.

2. He shall keep an assessment record, wherein shall be recorded the detailed proceedings relating to and all valuations and assessments of properties made, taxes levied and levies determined by the Executive Council, and shall certify to the several County Auditors all property assessments and levies so made by the Executive Council, that by law are required to be certified to the said County Auditors.

3. He shall keep a register of all claims required by law to be approved by the Executive Council, upon which register shall be shown the name of each claimant, or in the case of pay rolls the name of the department, or where there are several claimants the first name on the list, the amount claimed and the amount allowed, with the date of the allowance and a citation of the statute under which the same is allowed.

4. He shall keep the following systems of accounts:

(a) A system of ledger accounts with all appropriations against which the Executive Council is by law authorized to audit claims;

(b) Accounts showing in detail all items of printing materials delivered by the State to the printer and all credits due said printer for the materials used in printing done for the State;

(c) A stock book record and ledger accounts of all supplies and postage received and issued by the supply department;

(d) Such further accounts as may be prescribed by the Executive Council.

5. He shall prepare and maintain, under the direction of the Executive Council the following systems of vouchers and forms:

(a) For the various claims required to be approved by the Executive Council;

(b) For the requisitions for supplies for State officers and members of the General Assembly and paper for the State Printer and contractors;

(c) For official orders for printing done by the State Printer and contractors;

(d) For vouchers between the State Printer, State Binder, contractors and the State for printing or binding done for the State;

(e) For forms for the expense reports to be made by State officers to the Executive Council;

(f) For forms for reports of railways, express, equipment and sleeping car, telegraph, telephone and all other companies required by law to

(g) All vouchers or forms that may be prescribed by the Executive Council.

6. He shall, on or before the 15th day of January in each odd numbered year, prepare a report of the doings of the Executive Council for the two preceding calendar years, which report shall include a statement of the assessments of railroads, sleeping and dining cars, express companies' property, equipment, cars and telegraph property by companies or lines; the aggregate assessment of telephone properties by classes; the official canvass of the votes cast at the last general election; a statement of the cities and towns, the class of which may have been changed; and a classified and condensed statement of the expenditures made or approved by the Executive Council and a condensed statement of all other acts of the said council that are of general interest. This report so made and approved by the Executive Council shall be published in the Iowa Official Register.

7. He shall, under the direction of the Executive Council, compile and have published, as required by law, the biennial reports of the itemized expenses of all State officers, boards and commissions.

8. He shall, under the direction of the Executive Council, annually compile and have printed detailed reports of the assessment of railways; sleeping, dining and equipment cars; express properties, telegraph and telephone properties.

9. He shall have charge of the supplies, postage and printing papers purchased for State uses and shall account for the same.

10. He shall give a bond to the State, in an amount to be determined and approved by the Executive Council, for the faithful discharge of his duties.

Sec. 3. That Section Thirteen Hundred and Seventy-eight (1378) of the Code be, and is hereby amended, by striking out the words "shall be the clerk of the board and," following the word "State," in the third line of said section; that Section Thirteen Hundred and Eighty-two (1382) of the Code be amended by striking out all of that part of the first sentence after the word "August" in the third line thereof, and that all statutes in conflict with any of the provisions of this act be, and are hereby amended, so as not to be in conflict with the provisions of this act.

Time having arrived for Special Order No. 20, on motion of Sullivan of Polk, Senate File No. 212, a bill for an act to provide for the government of certain cities (amending Title V (5) of the Code), was taken up and considered.

Miller of Bremer moved to amend Senate File No. 212 by striking out the figures "25,000" in Section One (1) and to insert the figures "75,000" in lieu thereof.

Amendment lost.

Feely of Black Hawk moved to amend Senate File No. 212 by striking out the figures "25,000" in Section One (1) and to insert the figures "50,000" in lieu thereof.

Roll call demanded.

On the question, "Shall the amendment be adopted?"

The yeas were:

Balluff, Blackmore, Calkins, Conn, Darrah, Dewell, Doran, Drury, Dye of Pottawattamie, Feely, Harding, Harvey, Heles, Hume, Inman, Koontz, McElrath, Maben, Mason, Miller of Bremer, Miller of Dubuque, Paul, Ritter, Schroeder, Springer, Stoltenberg, Swan, Swift, Teter, Webster, White—31.

The nays were:

Allred, Arney, Bascom, Bauman, Bergeson, Bixby, Bonwell, Brandes, Clarke, Corrie, DeMar, Dow, Dunn, Dye of Decatur, Eliott, Feay, Felt, Fenn, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Hickey, Holmes, Jewell, Jones, Kelley, Kellogg, Kendall, Lee, McAllister, McDonald, Mann, Mercer, Meredith, Moore, Morris, Nix, Pierce, Price, Reaney, Schoenenberger, Schulte, Shaffer, Sheldon, Stewart, Stillman, Sullivan, Van Houten, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—58.

Absent or not voting:

Anderson, Baird, Beery, Cassady, Clary, Cottrell, Dodds, Earle, Flugum, Hanna, Kull, Lister, Lowrey, Marston, Offill, Reitz, Sidey, Smith, Sparks—19.

So the amendment was lost.

Lee of Emmet moved to amend Senate File No. 212 by striking out the figures "25,000" in Section One (1) and to insert the words "twenty-five thousand" in lieu thereof.

Amendment adopted.

Feely of Black Hawk moved to amend Senate File No. 212 by inserting after the comma following the word "city" in the third line of Section Two (2), the following: "Providing, however, that in cities located in two or more townships such petitions must be signed by twenty-five (25) per centum of the votes cast in each township for all candidates for mayor at the last preceding general

city election," and by striking out the period after the word "election" in the fifth line of the second page of the bill as printed in the Journal, and by inserting in lieu thereof a comma, and by adding the following words, to-wit: "Providing, however, that in cities located in two or more townships such petition must be signed by twenty-five (25) per centum of the votes cast in each township for all candidates for mayor at the last preceding general city election."

Roll call demanded by Feely of Black Hawk, seconded by Miller of Bremer.

On the question, "Shall the amendment be adopted?"

The yeas were:

Arney, Balluff, Blackmore, Calkins, Conn, Dewell, Doran, Drury, Feely, Harding, Harvey, Heles, Hume, Inman, Kendall, Koontz, Lowrey, McElrath, Maben, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Offill, Paul, Ritter, Schoenenberger, Schroeder, Springer, Stoltenberg, Swan, Swift, Teter, Wilson, Wolfe, Mr. Speaker—37.

The nays were:

Allred, Anderson, Bascom, Bauman, Bergeson, Bixby, Bonwell, Cassady, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dow, Dunn, Dye of Decatur, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Hickey, Holmes, Jewell, Kelley, Kellogg, Lee, McAllister, McDonald, Mann, Meredith, Morris, Nix, Pierce, Price, Reaney, Schulte, Shaffer, Sheldon, Smith, Stewart, Stillman, Sullivan, Van Houten, Weeks, Welden, Youde—56.

Absent or not voting:

Baird, Beery, Brandes, Dodds, Dye of Pottawattamie, Hanna, Jones, Kull, Lister, Marston, Reitz, Sidey, Sparks, Webster, White—15.

So the amendment was lost.

Wolfe of Clinton in the chair.

Harding of Woodbury moved to amend Senate File No. 212 by striking out the "period (.)" after the word "election" in the last line of Section Twelve (12) and to insert a comma (,) in lieu

thereof, and to add thereto the words "as provided in Section Seven Hundred and Seventy-six (776) of the Code."

Amendment adopted.

Speaker Kendall in the chair.

Moore of Linn moved to amend Senate File No. 212 by striking out the word "twenty" in line six of Section Eighteen (18) as printed in the Journal and to insert the words "thirty-five" in lieu thereof.

Amendment lost.

Doran of Boone moved to amend Senate File No. 212 by striking out the word "twenty" in line six of Section Eighteen (18), as printed in the Journal, and to insert the words "twenty-five" in lieu thereof.

Amendment adopted.

Van Houten of Taylor moved to amend Senate File No. 212 by striking out the word "found" in the fifth line from the bottom of paragraph one (1) of Section Eighteen (18), as printed in the Journal, and to insert the word "deemed" in lieu thereof.

Amendment adopted.

On motion of McDonald of Carroll the House adjourned until 1:30 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

The House resumed further consideration of Senate File No. 212.

Moore of Linn moved to amend Senate File No. 212 by striking out the words "twenty per centum" wherever they appear in Section Nineteen (19), and to insert in lieu thereof the words, "twenty-five per centum."

Amendment adopted.

Sullivan of Polk moved to amend Senate File No. 212 by striking out the words "twenty per centum" in Section Twenty-one (21), and to insert the words "twenty-five per centum" in lieu thereof.

Amendment adopted.

Van Houten of Taylor moved to amend Senate File No. 212, as printed in the Journal, by striking out the word "has" in line one of Section Twenty-one (21), and to insert the words "shall have" in lieu thereof.

Amendment adopted.

Van Houten of Taylor moved to amend Senate File No. 212, as it appears on page 1023 of the House Journal of March 22, by inserting the word "five" after the word "twenty" in the fifth line of Section Twenty-one (21).

Amendment adopted.

Moore of Linn moved to amend Senate File No. 212, as printed in the Journal, by inserting after the comma (,) between the words "population" and "by" in line four of Section Twenty-one (21), the words "or if now organized under special charter may resume said special charter."

Amendment adopted.

Moore of Linn moved to amend Senate File No. 212, as printed in the Journal, by inserting between the word "population" and the interrogation point in line ten of Section Twenty-one (21) the words "or if now organized under special charter shall resume said special charter."

Amendment adopted.

Harding of Woodbury moved to amend Senate File No. 212, as it appears in the House Journal of March 22, 1907, by adding the following as Section Twenty-two (22), and making Section Twenty-two (22) Section Twenty-three (23):

SEC. 22. Petitions provided for in this act shall be signed by none but legal voters of the city. Each petition shall contain, in addition to the names of the petitioners, the street and house number in which the petitioner resides, his age and length of residence in the city. It shall also be accompanied by the affidavit of one or more legal voters of the city, stating that the signers thereof were, at the time of signing, legal voters of said city, and the number of signers at the time the affidavit was made.

Amendments adopted.

Miller of Dubuque moved to amend Senate File No. 212 by striking out the publication clause.

Amendment lost.

Balluff of Scott moved to amend Senate File No. 212 by adding the following as Section Twenty-two (22) and changing the number of the publication clause to read Section Twenty-three (23):

Sec. 22. Remonstrances signed by voters with like qualifications and in all respects as required of petitioners, and verified in the same manner may be filed with the officer with whom the petition has been filed for ten days after the filing of the petition. If the same persons petition and remonstrate, they shall be counted only on the remonstrance, and if a greater number of legal voters remonstrate than petition, the petition shall be held insufficient, and no petition shall be held sufficient that does not contain the number of names required by the provisions of this act after all names legally removable therefrom have been deducted.

Amendment lost.

Harding of Woodbury moved to amend Senate File No. 212, as printed in the Journal, by inserting after the word "all" and before the word "expenses" in line two of Section Fifteen (15) the words "receipts and," and by inserting after the word "city" and before the word "during" in line two of Section Fifteen (15) the words "and a summary of its proceedings."

Amendments adopted.

Lee of Emmet moved to amend Senate File No. 212 by adding to paragraph one (1), Section Eighteen (18), as a new sentence, the following: "Any such petition, or amendment thereto, when filed, shall not be withdrawn nor added to nor any valid signatures thereon revoked."

Amendment lost.

Sullivan of Polk moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler,

Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Mercer, Meredith, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Stewart, Stillman, Sullivan, Swift, Teter, Van Houten, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—85.

The nays were:

Balluff, Feely, Geneva, Miller of Bremer, Miller of Dubuque, Ritter, Schroeder, Springer, Swan—9.

Absent or not voting:

Beery, Calkins, Dodds, Hanna, McElrath, Marston, Mason, Ofill, Reitz, Sidey, Sparks, Stoltenberg, Webster, Wolfe—14.

Sullivan of Polk moved to amend the title to Senate File No. 212 by substituting the following in lieu thereof: "A bill for an act to provide for the government of certain cities, and the adoption thereof by special election (additional to Title V (5) of the Code)."

Amendment adopted and title, as amended, agreed to.

On motion of Bixby of Delaware, Senate File No. 19, a bill for an act requiring manufacturers and dealers to label white lead, mixed paints, varnishes and similar compounds and linseed oil, defining linseed oil and boiled linseed oil and fixing penalties for its violation and repealing Sections Two Thousand Five Hundred and Ten-a (2510-a), Two Thousand Five Hundred and Ten-b (2510-b), Two Thousand Five Hundred and Ten-c (2510-c), Two Thousand Five Hundred and Ten-d (2510-d), Two Thousand Five Hundred and Ten-e (2510-e) of the Supplement to the Code, and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Bixby of Delaware moved to amend Senate File No. 19 by striking out the word and words "varnish" "and varnishes" wherever they appear in the title and in the bill.

Amendment adopted.

Bixby of Delaware moved to amend Senate File No. 19 by add-

ing the following: "Goods purchased or received by wholesale or retail dealers of this State prior to January 1, Nineteen Hundred and Eight (1908), shall be exempt from the provisions of this act to January 1, Nineteen Hundred and Nine (1909)."

Amendment lost.

Stillman of Greene moved to amend Senate File No. 19 by striking out the word "January" in Section Nineteen (19), and to insert the word "July" in lieu thereof.

Amendment lost.

Van Houten of Taylor moved to amend Senate File No. 19 by striking out the words "and after" between the words "on" and "January" in the last line of Section Nine (9).

Amendment adopted.

Swift of Shelby moved to amend Senate File No. 19 by inserting after the word "State" in line two of Section One (1), as printed in the Journal, the words "at wholesale."

Amendment lost.

Bixby of Delaware moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Bascom, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Corrie, Darrah, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Earle, Elliott, Feay, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kendall, Kull, Lee, Lister, Maben, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Stewart, Stillman, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—67.

The nays were:

Anderson, Balluff, Bauman, Dye of Pottawattamie, Felt, Greenwood, Hambleton, Harding, Inman, Kelley, Kellogg, Koontz, Lowrey, McAllister, McDonald, McElrath, Mann, Mason, Moore, Reitz, Sheldon, Smith, Sparks, Stoltenberg, Sullivan, White, Wolfe—27.

Absent or not voting :

Beery, Calkins, Conn, Cottrell, DeMar, Dodds, Feely, Hanna, Marston, Miller of Bremer, Ofill, Schroeder, Sidey, Springer—14.

So the bill passed and the title was agreed to.

On motion of McAllister of Linn, House File No. 353, a bill for an act to amend the law as it appears in Section Twenty-two Hundred and Eleven (2211) of the Supplement to the Code and Section Eighteen (18) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to repeal Section Twelve (12) of Chapter Seventy-seven (77) of the acts of the Thirtieth General Assembly, and Section Fourteen (14) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to enact substitutes therefor and to provide for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued to them by the State for military purposes, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Moore of Linn moved to amend House File No. 353 by striking out the words and figures "four hundred (400)" in Section Two (2), and to insert the words and figures "five hundred (500)" in lieu thereof.

Amendment adopted.

McAllister of Linn moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Schoenenberger, Schroeder, Schulte, Shaffer, Sparks, Springer, Stewart, Stillman, Swan, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—83.

The nays were :

Bixby, Cottrell, Jewell, Price, Ritter, Swift—6.

Absent or not voting :

Beery, Calkins, Conn, Darrah, Dodds, Dow, Flugum, Hanna, Kellogg, Koontz, Marston, Miller of Bremer, Ofill, Sheldon, Sidey, Smith, Stoltenberg, Sullivan, Teter—19.

So the bill passed and the title was agreed to.

On motion of Hackler of Webster, substitute for Senate File No. 37, a bill for an act amendatory of the law as it appears in Chapter Sixty-eight (68) of the Thirtieth General Assembly and amendatory acts of the Thirty-first General Assembly, relating to levees, ditches, drains and watercourses, and amending Sections Two (2), Fourteen (14), Eighteen (18) and Nineteen (19) of said chapter, and providing for the place where ditches and drains shall be located; how appeals shall be tried in appellate courts; for the employment of counsel to represent the drainage district in appellate courts; for the crossing of railroad rights of way; for the building of culverts and bridges at the place of crossing and payment of the cost thereof; for the assessment of benefits, and making the provisions of this act applicable to Chapter Two (2), Title Ten (10), of the Code, with report of committee recommending passage, was taken up and considered.

Mr. Hackler moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, Dewell, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith,

Springer, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Balluff, Beery, Calkins, DeMar, Dodds, Dunn, Elliott, Geneva, Hanna, Kelley, Marston, Miller of Bremer, Offill, Price, Sheldon, Sidey, Sparks, Sullivan, Youde—19.

So the bill passed and the title was agreed to.

On motion of Hambleton of Mahaska, House File No. 173, a bill for an act relating to the powers of local Board of Health, amending Section Two Thousand Five Hundred Sixty-eight (2568) of the Code, with report of committee recommending passage, was taken up and considered.

Hambleton of Mahaska moved to amend House File No. 173 by striking out the word "which" in line two of Section One (1) of the printed bill, and to insert the word "board" in lieu thereof; also to insert the word "and" after the comma in the fourth line of Section One (1) of the printed bill.

Amendment adopted.

Mr. Hambleton moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bixby, Blackmore, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Hume, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, Lee, Lowrey, McAllister, McDonald, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Offill, Paul, Price, Reaney, Reitz, Ritter, Schoenen-Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks,

Springer, Stewart, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Balluff, Beery, Bergeson, Bonwell, Calkins, Cassady, Dodds, Geneva, Hanna, Harvey, Holmes, Jewell, Kull, Lister, McElrath, Maben, Marston, Moore, Sheldon, Sidey, Stillman, Sullivan, Wolfe, Youde—24.

So the bill passed and the title was agreed to.

On motion of Koontz of Johnson, House File No. 411, a bill for an act to amend Title Five (5), Chapter Nine (9) of the Code and amendments thereto, relating to park commissioners, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Miller of Bremer in the chair.

Koontz of Johnson moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Grier, Hackler, Hambleton, Hanson, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe—86.

The nays were:

None.

Absent or not voting :

Beery, Bergeson, Calkins, Corrie, Dewell, Dodds, Geneva, Greenwood, Hanna, Harding, Harvey, Jones, Lee, Maben, Marston, Price, Sheldon, Sidey, Sullivan, Swift, Youde, Mr. Speaker—22.

So the bill passed and the title was agreed to.

SENATE MESSAGE CONSIDERED.

Senate File No. 45, a bill for an act to amend the law as it appears in Section Twenty-two Hundred and Eleven (2211) of the Supplement to the Code, and to amend Section Twelve (12) of Chapter Seventy-seven (77) of the acts of the Thirtieth General Assembly, and Section Eighteen (18) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to repeal Section Fourteen (14) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to enact a substitute therefor, and to provide for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued to them by the State for military purposes.

Read first and second time and referred to Committee on Compensation of Public Officers.

REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 155, a bill for an act to amend Section Thirty-four Hundred and Ninety-six (3496) of the Code, limiting the place in which actions may be brought upon 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.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also :

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 338, a bill for an act for the regulation and taxation of persons who shall maintain an office or place of business where intoxicating liquors are held in store and the purchase price thereof collected for the owner from the person to whom they have been conditionally sold, beg leave to report 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. W. WEEKS,  
*Chairman.*

MINORITY REPORT ON SENATE FILE NO. 338.

We, the undersigned, a minority of your Committee on Judiciary, to whom was referred Senate File No. 338, a bill for an act for the regulation and taxation of persons who shall maintain an office or place of business where intoxicating liquors are held in store and the purchase price thereof collected for the owner from the person to whom they have been conditionally sold, dissent from the majority view in postponing said bill; and we recommend that the same do pass.

E. W. WEEKS,  
C. A. MEREDITH,  
D. W. Dow.

Passed on file.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 464, a bill for an act to legalize the plat and dedication of the College addition (commonly known as the First College addition), the Second College addition, Lathrop's addition and Johnston's addition to the incorporated town of Humboldt (formerly Springdale), Humboldt county, Iowa, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 274, a bill for an act to legalize the plat of W. O. Lee's addition to Macksburg, 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 343, a bill for an act to legalize the ordinances and amendments to ordinances passed by the town council of Nodaway, Iowa, and to legalize all official acts of the town officials of Nodaway, Iowa, acting as such officials, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 130, a bill for an act to amend Section Three Hundred and Eight (308) of the Supplement to the Code as amended by Chapter Eleven (11), acts of the Thirty-first General Assembly, relating to the compensation of County Attorneys, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the Senate amendments to said bill be concurred in.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 463, a bill for an act to amend Section Three Thousand Five Hundred and Forty (3540) of the Code, relating to the publication of original notices in actions against 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 do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 437, a bill for an act to repeal Section Four Hundred and Sixteen (416) of the Code, relating to the division of a county by townships into supervisor districts, changing the time of such division from the regular meeting in June to the regular meeting in January, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 231, a bill for an act to amend Section Thirty-eight Hundred and Fifty-three (3853) of the Code, relating to the recovery of costs by the successful against the losing party, beg leave to

report 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. W. WEEKS,  
*Chairman.*

Adopted.

On request of Shaffer of Fayette, leave of absence was granted Marston of Cerro Gordo until Wednesday.

On request of Holmes of Kossuth, House File No. 196 and Senate File No. 30 were made a special order for Wednesday morning at 10 o'clock.

Speaker Kendall announced that he had signed, as Speaker of the House, in the presence of the House, Senate Files No. 205, 289, and 314.

Unanimous consent being given, Clarke of Jefferson withdrew House File No. 45 from the further consideration of the House.

On request of Kelley of Polk, Senate File No. 244 was made a special order for Wednesday, March 27, at 2 P.M.

Unanimous consent having been given, Koontz of Johnson withdrew House File No. 410 from the further consideration of the House.

On motion of Lister of Grundy, Senate File No. 318 was withdrawn from the Committee on Public Health and referred to the Committee on Agriculture.

On motion of Hambleton of Mahaska, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 27, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by Representative Holmes of Kossuth County.

Journal of Tuesday, March 26, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Allred of Wayne presented petition of attorneys of Corydon relative to House File No. 438.

Referred to Committee on Judiciary.

Mason of Lee presented petition of attorneys of Fort Madison, relative to House File No. 438.

Referred to Committee on Judiciary.

Greenwood of Mills presented petition of citizens of Glenwood, relative to House File No. 438.

Referred to Committee on Judiciary.

Mann of Fremont presented petition of citizens and residents of Fremont county relative to House File No. 438.

Referred to Committee on Judiciary.

Geneva of Keokuk presented communication of A. W. Lynn of Sigourney relative to tenure of office of county officials.

Referred to Committee on Judiciary.

Dye of Decatur presented petition of citizens and residents of Decatur county relative to House File No. 438.

Referred to Committee on Judiciary.

On request of Doran of Boone, leave of absence was granted Feely of Black Hawk until this afternoon.

On request of Reitz of Lee, leave of absence was granted Calkins of Adams until Monday.

REPORTS OF COMMITTEES.

Meredith of Cass, from the Committee on Railroads and Commerce, submitted the following reports:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 435, a bill for an act defining, regulating and conferring rights and powers upon automobile railways, additional to Chapter Four (4), Title Ten (10) 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 do pass.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred Senate File No. 305, a bill for an act to amend Section Two Thousand One Hundred Sixteen (2116) of the Code, relating to the duty of 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.

C. A. MEREDITH,  
*Chairman.*

Adopted.

Hambleton of Mahaska, from the Committee on Mines and Mining, submitted the following report:

MR. SPEAKER—Your Committee on Mines and Mining, to whom was referred Senate File No. 81, a bill for an act prohibiting the storage and transportation of powder or other explosives in coal mines while miners or other employes are working 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 by substituting the following:

SUBSTITUTE AMENDMENT FOR SENATE FILE NO. 81.

A BILL for an act prohibiting the storage and transportation of powder into coal mines while miners or other employes are working therein.  
*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That no person, firm or corporation shall be permitted to

transport, carry or convey by any electrical or mechanical process whatever, any powder or other explosive, into any coal mine where twenty or more persons are employed therein until after the coal miners and other employes have ceased their work and have departed from the mines.

SEC. 2. No operator or other person in charge of any coal mine shall suffer or permit under any circumstances the storing of powder, or other explosives, in any coal mine except as follows: Each miner shall be permitted to have in his separate and individual possession at one time not more than two kegs containing twenty-five pounds of powder each, and other explosives sufficient for one day's use. Such powder, or other explosives, shall be kept by the miner in a wooden or metallic box or boxes securely locked, and said boxes shall be kept at a reasonable distance from the track; nor shall black powder and high explosives be kept in the same box.

SEC. 3. It shall not be construed as storing powder, as defined in Section two (2) hereof, to deposit the powder, or other explosives, at the end of the electrical or mechanical haulage at the face of the mine for the following day's use; provided, that it is transported, conveyed or deposited in conformity with the provisions of Section One (1) hereof.

SEC. 4. The transportation and delivery of all powder and other explosives in said coal mines shall be done by the operator or by men employed by him for that purpose.

SEC. 5. Any person, firm or corporation violating any of the provisions of this act shall be guilty of a misdemeanor and upon conviction shall be fined in any sum not exceeding one hundred dollars (\$100), or be imprisoned in the county jail not exceeding thirty days.

And when so amended that the bill do pass.

A. F. N. HAMBLETON,  
*Chairman.*

Adopted.

Van Houten of Taylor, from the Committee on Printing, submitted the following report:

MR. SPEAKER—Your Committee on Printing, to whom was referred Senate File No. 275, a bill for an act to amend Sections Three (3) and Four (4) of Chapter Three (3) of the acts of the Thirty-first General Assembly, relative to printing, binding and distribution of State reports and documents, beg leave to report 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.

G. H. VAN HOUTEN,  
*Chairman.*

Ordered passed on file.

Welden of Hardin, from the Committee on Telegraph, Telephones and Express, submitted the following reports:

MR. SPEAKER—Your Committee on Telegraph, Telephones and Express, to whom was referred substitute for Senate File No. 235, a bill for an act to protect the safety of railroad employes by regulating the maintaining

and stringing of other wires over railroad tracks, beg leave to report 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.

WM. WELDEN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Telegraph, Telephones and Express, to whom was referred House File No. 460, a bill for an act providing the manner of reporting telephone exchanges not connected by intervening 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 do pass.

WM. WELDEN,  
*Chairman.*

Adopted.

Doran of Boone, from the Committee on Labor, submitted the following report:

MR. SPEAKER—Your Committee on Labor, to whom was referred House File No. 219, a bill for an act providing for the inspection of steam boilers, generators, super-heaters, and creating the office of State Boiler Inspector, defining his duties thereunder and providing penalties for the violation 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.

J. R. DORAN,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Drury of Sac, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred Senate File No. 106, a bill for an act relating to fish and game, and making appropriation for the Fish and Game Commission of the State of Iowa, and for the extension of the State dam and dykes at Wall lake, beg leave to report 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 reported out favorably with the recommendation that it be sent to the Appropriation Committee.

WILL DRURY,  
*Chairman.*

Adopted, and the bill was so referred.

Stillman of Greene, 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. 1, a bill for an act to amend the law as it appears in Section Four Hundred Twenty-two (422) of the Code, and Section Sixteen Hundred Sixty (1660) of the Code, relating to the purchase of land for County Fair Societies.

Also:

House File No. 73, a bill for an act to amend the law as the same appears in Section Thirteen Hundred and Four-a (1304-a) of the Supplement to the Code, relating to the exemption of property from taxation.

Also:

House File No. 75, a bill for an act making an appropriation for a swine barn with show ring upon the State Fair Grounds.

Also:

House File No. 140, a bill for an act to regulate the conduct of all employment offices or bureaus and provide for the examination of such offices or bureaus, and fixing a penalty for the violation of the provisions thereof.

Also:

House File No. 197, a bill for an act to legalize the acts of the city council of Bedford, Taylor county, Iowa, in the adoption of the "revised ordinances" of said city and establishing a permanent grade and annexation of territory thereto.

Also:

House File No. 239, a bill for an act to amend Section Seventeen Hundred and Sixty-eight (1768) of the Code, relating to life insurance companies.

Also:

House File No. 275, a bill for an act to prohibit misrepresentations by life insurance companies.

Also:

House File No. 279, a bill for an act to repeal Section Eleven Hundred and Sixty-four (1164) of the Code, in relation to recording abstracts of votes in the office of the Secretary of State, and to enact a substitute therefor.

Also:

House File No. 290, a bill for an act for the better protection of farm lands from the infection of fowl seeds and to require railroad corporations to cut and burn or otherwise destroy certain noxious weeds growing upon its right of way.

Also:

House File No. 318, a bill for an act providing for reports and investigations of accidents on railways.

Also:

House File No. 401, a bill for an act to legalize the adoption of all ordinances, resolutions and rules enacted by the council of the town of Stockport, Van Buren county, Iowa, and all acts done by the council of said town.

Also:

House File No. 420, a bill for an act to legalize the incorporation of the town of Humboldt (formerly Springvale), Humboldt county, Iowa, the election of its officers, the passage, adoption and recording of its ordinances and resolutions, and all acts done by the council of said town.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 1, a bill for an act to amend the law as it appears in Section Four Hundred Twenty-two (422) of the Code, and Section Sixteen Hundred Sixty (1660) of the Code, relating to the purchase of land for County Fair Societies.

Also:

House File No. 73, a bill for an act to amend the law as the same appears in Section Thirteen Hundred and Four-a (1304-a) of the Supplement to the Code, relating to the exemption of property from taxation.

Also:

House File No. 75, a bill for an act making an appropriation for a swine barn with show ring upon the State Fair Grounds.

Also:

House File No. 140, a bill for an act to regulate the conduct of all employment offices or bureaus and provide for the examination of such offices or bureaus, and fixing a penalty for the violation of the provisions thereof.

Also:

House File No. 197, a bill for an act to legalize the acts of the city council of Bedford, Taylor county, Iowa, in the adoption of the "revised ordinances" of said city and establishing a permanent grade and annexation of territory thereto.

Also:

House File No. 239, a bill for an act to amend Section Seventeen Hundred and Sixty-eight (1768) of the Code, relating to life insurance companies.

Also:

House File No. 275, a bill for an act to prohibit misrepresentations by life insurance companies.

Also:

House File No. 279, a bill for an act to repeal Section Eleven Hundred and Sixty-four (1164) of the Code, in relation to recording abstracts of votes in the office of the Secretary of State, and to enact a substitute therefor.

Also:

House File No. 290, a bill for an act for the better protection of farm lands from the infection of foul seeds and to require railroad corporations to cut and burn or otherwise destroy certain noxious weeds growing upon its right of way.

Also:

House File No. 318, a bill for an act providing for reports and investigations of accidents on railways.

Also:

House File No. 401, a bill for an act to legalize the adoption of all ordinances, resolutions and rules enacted by the council of the town of Stockport, Van Buren county, Iowa, and all acts done by the council of said town.

Also:

House File No. 420, a bill for an act to legalize the incorporation of the town of Humboldt (formerly Springvale), Humboldt county, Iowa, the election of its officers, the passage, adoption and recording of its ordinances and resolutions, and all acts done by the council of said town.

Also:

Senate File No. 11, a bill for an act to repeal Section Two Thousand One Hundred Thirteen (2113) of the Code, relating to the powers and duties of the Board of Railroad Commissioners, and enacting a substitute therefor.

Also:

Senate File No. 25, a bill for an act to repeal Section Three (3) of Chapter One Hundred One (101) of the laws of the Thirtieth General Assembly and of Chapter One Hundred Thirteen (113) of the laws of the Thirty-first General Assembly, relative to establishing and maintaining a State Board of Health laboratory at Iowa City.

Also:

Senate File No. 181, a bill for an act additional to and amendatory of Chapter Eleven (11) of the laws of the Thirtieth General Assembly, entitled "An act enlarging the powers of the district court and to regulate the treatment and control of dependent, neglected, and delinquent children."

Also:

Senate File No. 157, a bill for an act to repeal Section Two Thousand Five Hundred Ninety-three (2593) of the Code, and to enact a substitute therefor, relating to the practice of pharmacy.

Also:

Senate File No. 228, a bill for an act authorizing the board of trustees of free public libraries to unite with any local county historical association for the preservation and protection of articles of a historical or educational nature gathered by such association and to expend money for the proper care of such collection.

Also:

Senate File No. 236, a bill for an act defining relations between employer and employe with respect to assumption of risk, and providing what shall constitute notice thereof.

Also:

Senate File No. 240, a bill for an act to amend Chapter One Hundred Thirty-two (132) of the laws of the Thirtieth General Assembly of Iowa, entitled 'An act prohibiting the wilful taking of any electric current, gas or water from the wires, meters, pipes or any apparatus of any electric light, electric motor, gas or water plant with intent to defraud (additional to Chapter Five (5), Title Twenty-four (24) of the Code), by making it applicable to steam heating plants and the taking of steam or steam heat.

Also:

Senate File No. 286, a bill for an act appropriating money for the purchase of land for the State Hospital for Inebriates at Knoxville.

PAUL E. STILLMAN,

*Chairman House Committee.*

W. B. SEELEY,

*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 1, a bill for an act to amend the law as it appears in Section Four Hundred Twenty-two (422) of the Code, and Section Sixteen Hundred Sixty (1660) of the Code, relating to the purchase of land for County Fair Societies.

Also:

House File No. 73, a bill for an act to amend the law as the same appears in Section Thirteen Hundred and Four-a (1304-a) of the Supplement to the Code, relating to the exemption of property from taxation.

Also:

House File No. 75, a bill for an act making an appropriation for a swine barn with show ring upon the State Fair Grounds.

Also:

House File No. 140, a bill for an act to regulate the conduct of all employment offices or bureaus and provide for the examination of such offices or bureaus, and fixing a penalty for the violation of the provisions thereof.

Also:

House File No. 197, a bill for an act to legalize the acts of the city council of Bedford, Taylor county, Iowa, in the adoption of the "revised ordinances" of said city and establishing a permanent grade and annexation of territory thereto.

Also:

House File No. 239, a bill for an act to amend Section Seventeen Hundred and Sixty-eight (1768) of the Code, relating to life insurance companies.

Also:

House File No. 275, a bill for an act to prohibit misrepresentations by life insurance companies.

Also:

House File No. 279, a bill for an act to repeal Section Eleven Hundred and Sixty-four (1164) of the Code, in relation to recording abstracts of votes in the office of the Secretary of State, and to enact a substitute therefor.

Also:

House File No. 290, a bill for an act for the better protection of farm lands from the infection of foul seeds and to require railroad corporations to cut and burn or otherwise destroy certain noxious weeds growing upon its right of way.

Also:

House File No. 318, a bill for an act providing for reports and investigations of accidents on railways.

Also:

House File No. 401, a bill for an act to legalize the adoption of all ordinances, resolutions and rules enacted by the council of the town of Stockport, Van Buren county, Iowa, and all acts done by the council of said town.

Also:

House File No. 420, a bill for an act to legalize the incorporation of the town of Humboldt (formerly Springvale), Humboldt county, Iowa, the election of its officers, the passage, adoption and recording of its ordinances and resolutions, and all acts done by the council of said town.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

#### RESOLUTIONS.

Van Houten of Taylor presented the following resolution, and, upon unanimous consent, the same was taken up for consideration:

*Resolved*, That when a House bill is called in regular order on call of calendar, and the author of the bill is absent without leave, or being present and is not ready for consideration of the bill, the same shall be stricken from the calendar, and all bills received from the Senate may be disposed of in the same manner, unless continued on the calendar by order of the Speaker or by direction of the House.

Resolution lost.

Dye of Decatur presented the following concurrent resolution:

*Resolved by the House, the Senate Concurring*, That the Secretary of State be directed to have printed seven thousand five hundred (7,500) copies of Dye's Uniform System of Road Work, and that he be further directed to send fifty (50) copies thereof to each County Auditor for distribution.

Laid over under Rule 34.

Miller of Bremer presented the following concurrent resolution:

*Be It Resolved by the House of Representatives of the State of Iowa, the Senate concurring*, That the Iowa members of the United States Senate be and are hereby directed, and the Iowa members of the National House of Representatives be and are hereby requested, to urge an immediate revision of the Dingley tariff law to the end that all schedules may be modified that afford a shelter to monopoly.

Laid over under Rule 34.

Anderson of Hamilton presented resolutions in memory of the life and public service of the late Hon. John D. Hunter of Webster City, who died March 19, 1907.

Rule suspended and resolution unanimously adopted by a rising vote.

## INTRODUCTION OF BILLS.

By Weeks of Guthrie, House File No. 465, a bill for an act relative to the procedure in courts of record in this State and providing as to what shall be required in order that a new trial be granted.

Read first and second time and referred to Committee on Judiciary.

By Dow of Franklin, House File No. 466, a bill for an act conferring upon women the right to vote for presidential electors.

Read first and second time and referred to Committee on Elections.

By Teter of Marion, House File No. 467, a bill for an act granting the use of public highways for the laying of water mains and pipes and the setting of electric wire poles thereon.

Read first and second time and referred to Committee on Ways and Means.

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 164, a bill for an act granting township trustees power to contract for use of public libraries

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 286, a bill for an act amending the Code relating to the assignment of life insurance policies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 294, a bill for an act legalizing the incorporation of the town of Clutier, Tama county, Iowa, the election of its officers and all acts done by the officials of said town.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has receded from its amendment to House File No. 251, a bill for an act to legalize the incorporation of the town of Bridgewater, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked.

House File No. 282, a bill for an act relating to joint freight rates over two or more connecting lines of railway between points within this State.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 15, a bill for an act establishing an insurance department and providing for an Insurance Commissioner.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 198, a bill for an act relating to the compensation of County Recorders.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 76, a bill for an act relating to quarterly statements of State and savings banks, examinations by the Auditor of State, and providing substitutes therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 73, a bill for an act to pay sundry persons for material

and labor furnished by them in the erection of the medical hospital of the Iowa State University erected in 1897.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 288, a bill for an act making appropriations to the State Historical Society of Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 136, a bill for an act relative to the sale of canned goods.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate substitute to Senate File No. 287, a bill for an act relative to street and interurban railways permitting the use of their tracks and terminal facilities and use of power in cities.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 326, a bill for an act legalizing ordinances and all official acts of the city officials of Tama, Tama county, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 312, a bill for an act relative to the collection and disposal of garbage in cities under special charter and for payment for such service.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the

Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 302, a bill for an act relative to the enforcement of the law for compulsory attendance.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 380, a bill for an act legalizing the incorporation of the town of Garwin, Tama county, Iowa, and all acts done by the officials of said town.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 252, a bill for an act to reimburse the widow and heirs of the late J. W. Cliff for expenses incurred by him in contest for the office of Secretary of the Senate of the Twenty-fourth General Assembly.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

House File No. 324, a bill for an act relative to the registration and publication of pedigrees.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 63, a bill for an act relating to fences required to be constructed by railroad companies and enact a substitute therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 453, a bill for an act legalizing the independent school

district of Star No. 6 of Center township, Wapello county, Iowa, and independent school district of Ottumwa, Iowa, merging the former in the latter.

GEO. A. NEWMAN,  
*Secretary.*

CONSIDERATION OF BILLS.

On motion of Teter of Marion, House File No. 333, a bill for an act to amend Sections One Hundred and Fifty-six (156) and One Hundred and Fifty-seven (157) of the Code, relating to the election and duties of the Secretary of the Executive Council, and defining the duties of said Secretary, and to amend Section Thirteen Hundred Seventy-eight (1378) and Thirteen Hundred Eighty-two (1382) of the Code, as amended and printed in the Journal, was taken up and considered.

Mr. Teter moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

. Allred, Arney, Balluff, Bascom, Beery, Bergeson, Bixby, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, Dewell, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lister, McAllister, McDonald, McElrath, Maben, Mann, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Springer, Stewart, Stillman, Stoltenberg, Swan, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde. Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Anderson, Baird, Bauman, Blackmore, Bonwell, Calkins, DeMar, Dodds, Dunn, Feely, Kellogg, Koontz, Lee, Lowrey, Marston, Mason, Price, Schroeder, Sheldon, Sidey, Sparks, Sullivan, Swift, Welden—24.

So the bill passed and the title was agreed to.

Time having arrived for Special Order No. 21, on motion of Holmes of Kossuth, Senate File No. 30, a bill for an act to revise the law relating to the sentence and commitment of persons convicted of crime, and providing for a system of reform and parole and to create the necessary officers therefor, defining their powers and duties, and to fix their compensation, and appropriating the money necessary to carry the same into effect, and to repeal all acts and parts of acts in conflict therewith, was taken up and considered.

Offill of Jasper in the chair.

Paul of Jones moved to amend Senate File No. 30, as printed in the Journal, by striking out after the word "reformatory" in line one of Section Six (6) the comma (,) and the words "and the prison at Fort Madison is overcrowded."

Amendment adopted.

Paul of Jones moved to amend Senate File No. 30, as printed in the Journal, by striking out the words "from the ordinary expense fund of penitentiaries" in line sixteen of Section Fourteen (14) and to insert the words "out of the appropriation made herein" in lieu thereof.

Amendment adopted.

Speaker Kendall in the chair.

Paul of Jones moved to amend Senate File No. 30, as printed in the Journal, by striking out the word "that" in line five of Section Two (2) and to insert the words "in the discretion of the court" in lieu thereof.

Amendment adopted.

Paul of Jones moved to amend Senate File No. 30 by adding to Section Two (2) after the words "Fort Madison" the words "or the reformatory at Anamosa."

Amendment adopted.

Holmes of Kossuth moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kontz, Kull, Lister, Lowrey, McAllister, McDonlad, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—99.

The nays were:

Reitz—1.

Absent or not voting:

Balluff, Calkins, DeMar, Dodds, Lee, Marston, Ritter, Sidey, —8.

So the bill passed and the title was agreed to.

The Speaker appointed as a conference committee on House File No. 171, on the part of the House: Hambleton of Mahaska, Teter of Marion, Feely of Black Hawk, Schulte of Clayton.

#### MOTION TO RECONSIDER.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 212 passed the House and by which it passed to its third reading.

WILLOUGHBY DYE.

I second the motion.

J. D. SHAFFER.

Unanimous consent having been given, Holmes of Kossuth withdrew House File No. 196 from the further consideration of the House.

Unanimous consent having been given, Clarke of Jefferson with-

drew House File No. 194 from the Committee on Railroads and Commerce and from the further consideration of the House.

Unanimous consent having been given, Sullivan of Polk withdrew House File No. 285 from the further consideration of the House.

The Speaker announced that as Speaker of the House, in the presence of the House, he has signed House Files No. 1, 73, 75, 140, 197, 239, 275, 279, 290, 318, 401, 420, and Senate Files No. 11, 25, 157, 228, 236, 240, 286, 181.

#### EXPLANATION OF VOTE.

MR. SPEAKER—I could not be present when the vote was taken on Senate File No. 30. Had I been present I would have voted "aye."

JOHN C. DEMAR.

On motion of Conn of Butler, the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

#### CONSIDERATION OF BILLS.

On motion of Clary of Chickasaw, House File No. 268, a bill for an act to define and regulate the practice of optometry and for the creation of a Board of Examiners in Optometry, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Clary of Chickasaw moved to amend House File No. 268 by striking out the word "three" in line one of Section Two (2) of the printed bill, and to insert in lieu thereof the word "five."

Amendment adopted.

Feay of Lyon moved to amend House File No. 268 by inserting between the words "of" and "any" in line one of Section Four (4) of the printed bill the words "the faculty of."

Amendment adopted.

Clary of Chickasaw moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dunn, Dye of Decatur, Earle, Feay, Feely, Fox, Geneva, Hackler, Hambleton, Hanna, Harding, Heles, Hickey, Holmes, Inman, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Weeks, Welden, Wilson, Youde, Mr. Speaker—72.

The nays were:

Baird, Clarke, Doran, Dow, Dye of Pottawattamie, Elliott, Felt, Fenn, Greenwood, Grier, Hanson, Harvey, Hume, Jewell, Kellogg, Lister, Maben, Mann, Meredith, Price, Stoltenberg, Wolfe—22.

Absent or not voting:

Anderson, Arney, Balluff, Bergeson, Calkins, Corrie, Dodds, Drury, Flugum, Marston, Sheldon, Sidey, Webster, White—14.

So the bill passed and the title was agreed to.

Clarke of Jefferson moved that Senate File No. 234 be substituted for House File No. 174.

Motion prevailed.

On motion of Clarke of Jefferson, Senate File No. 234, a bill for an act to authorize the reconignment without charge to a new destination of property forwarded by a common carrier and to provide for the treatment of the same as an original shipment, was taken up and considered.

Miller of Bremer moved to amend Senate File No. 234 by substituting a semicolon (;) for the period (.) at the end of the last line, and by adding thereto the words, "and provided also that the shipment is not made to the place directed by the consignor."

Amendment lost.

Clarke of Jefferson moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde, Mr. Speaker—94.

The nays were :

Sheldon, Wilson—2.

Absent or not voting :

Balluff, Bonwell, Calkins, Dodds, Earle, Felt, Hanna, Inman, Marston, Miller of Bremer, Price, Sidey—12.

So the bill passed and the title was agreed to.

#### EXPLANATION OF VOTE.

MR. SPEAKER—My amendment to Senate File File No. 234 and my failure to vote for it was on account of the misapprehension that the bill failed to provide compensation to the railroad for re-shipment.

C. W. MILLER.

On motion of Kull of Howard, House File No. 421, a bill for an act to repeal Section Two Thousand and Twenty-six (2026) of the Supplement to the Code, and Chapter Eighty-seven (87) of the acts of the Thirty-first General Assembly, and to enact a substitute therefor, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Speaker Pro Tempore Hambleton in the chair.

Kull of Howard moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Balluff, Bascom, Bauman, Bixby, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Sparks, Springer, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde—77.

The nays were:

Bonwell, Cassady, Dewell, Dow, Elliott, Fenn, Flugum, Hambleton, McAllister, McDonald, Offill, Stewart, Van Houten—13.

Absent or not voting:

Anderson, Baird, Beery, Bergeson, Blackmore, Calkins, Dodds, Fox, Geneva, Lee, Lister, Marston, Morris, Price, Reitz, Sidey, Stillman, Mr. Speaker—18.

So the bill passed and the title was agreed to.

The time having arrived for Special Order No. 20, on motion of Kelley of Polk, Senate File No. 244, a bill for an act authorizing persons, firms or corporations engaged in the business of storing goods for profit to issue warehouse receipts on the goods so stored; to regulate the issuance, negotiation and transfer of such receipts, and to provide punishment for violation of said regulations, was taken up and considered.

Mr. Kelley moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Drury, Dunn, Dye of Decatur, Dye of

Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Sparks, Springer, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde—87.

The nays were :

Doran—1.

Absent or not voting :

Allred, Arney, Balluff, Bergeson, Calkins, Dodds, Dow, Geneva, Heles, Inman, Jones, Lee, Maben, Marston, Price, Schroeder, Sidey, Stewart, Stillman, Mr. Speaker—20.

So the bill passed and the title was agreed to.

Sullivan of Polk moved that Senate File No. 341 be substituted for House File No. 413.

1 Motion prevailed.

Senate File No. 341 was read first and second time.

On motion of Sullivan of Polk, Senate File No. 341, a bill for an act to amend the law as it appears in Section Eight Hundred and Fifty-two (852) of the Supplement to the Code, as amended by Chapter Thirty-four (34) of the laws of the Thirtieth General Assembly, authorizing the levy of an additional tax of one mill on the dollar on all taxable property for park purposes, relating to park commissioners, their powers and duties, was taken up and considered.

Mr. Sullivan moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary,

Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Springer, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Weeks, White, Wilson, Wolfe, Youde—89.

The nays were:

None.

Absent or not voting:

Arney, Beery, Calkins, Dodds, Dow, Holmes, Jewell, Jones, Lee, McElrath, Maben, Mann, Marston, Sidey, Sparks, Stillman, Van Houten, Welden, Mr. Speaker—19.

So the bill passed and the title was agreed to.

On motion of Bixby of Delaware, Senate File No. 194, a bill for an act authorizing cities of the first class to levy taxes for the purpose of paying for building and reconstruction of bridges and for the issuance of bonds or certificates against such levies, with report of committee recommending passage, was taken up and considered.

Mr. Bixby moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben,

Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Sparks, Springer, Stewart, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Youde—95.

The nays were:

None.

Absent or not voting:

Baird, Balluff, Calkins, Dodds, Dow, Geneva, Marston, Price, Sidey, Stillman, Stoltenberg, Welden, Mr. Speaker—13.

So the bill passed and the title was agreed to.

On motion of Moore of Linn, House File No. 356, a bill for an act to punish burglary with explosives, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Mr. Moore moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Sparks, Springer, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde—99.

The nays were:

None.

Absent or not voting:

Bauman, Calkins, Dodds, Dow, Marston, Meredith, Sidey, Stewart, Mr. Speaker—9.

So the bill passed and the title was agreed to.

RESOLUTION.

Offill of Jasper presented the following resolution and moved its adoption :

WHEREAS, The Hon. J. C. Donahey of Jasper county, who was an honored member of the Nineteenth General Assembly and who departed this life at his home in Newton, March 26, 1907; therefore, be it

*Resolved*, That a committee of three be appointed by the Speaker to draft suitable resolutions to his memory.

Rule was suspended and the resolution was adopted.

Speaker Pro Tempore Hambleton appointed as such committee: Offill of Jasper, Sullivan of Polk, Moore of Linn.

SENATE MESSAGE CONSIDERED.

Senate substitute for Senate substitute for Senate File No. 287, a bill for an act to authorize and require street railways and interurban railroads operating street railways to permit interurban railroads to use their tracks and terminal facilities and to furnish power to interurban railroads in cities, and providing for fixing the compensation therefor, and authorizing street railways to furnish power to interurban railroads.

Read first and second time and passed on file.

Unanimous consent having been given, Sullivan of Polk withdrew House File No. 413 from the further consideration of the House.

Unanimous consent having been given, Kelley of Polk withdrew House File No. 332 from the further consideration of the House.

Harding of Woodbury moved that the consideration of House File No. 338, be made a special order for tomorrow morning at 9:30 o'clock.

Motion prevailed.

On request of Shaffer of Fayette, leave of absence was granted Marston of Cerro Gordo until Thursday.

On request of Nix of Union, leave of absence was granted Offill of Jasper until Friday.

On motion of Teter of Marion, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 28, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. W. H. Chipman of Guthrie Center.

Journal of Wednesday, March 27, corrected and approved.

On request of Greenwood of Mills, leave of absence was granted Dow of Franklin until Friday.

On request of Shaffer of Fayette, leave of absence was granted Marston of Cerro Gordo until Friday.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Van Houten of Taylor presented petition of citizens and residents of Taylor county relative to House File No. 438.

Referred to Committee on Judiciary.

Cassady of Monona presented petition of citizens and residents of Monona county relative to House File No. 438.

Referred to Committee on Judiciary.

Van Houten of Taylor presented petition of the Commercial Club of Bedford in favor of House File No. 315.

Referred to Committee on Appropriations.

Darrah of Lucas presented petition of attorneys of Chariton relative to House File No. 438.

Referred to Committee on Judiciary.

Mann of Fremont presented petition of citizens and residents of Fremont county relative to House File No. 438:

Referred to Committee on Judiciary.

Hambleton of Mahaska presented petition of citizens of Oskaloosa relative to House File No. 438.

Referred to Committee on Judiciary.

Doran of Boone presented petition of citizens of Boone county relative to House File No. 438.

Referred to Committee on Judiciary.

Fox of Dallas presented petition of citizens of Van Meter and Redfield relative to House File No. 438.

Referred to Committee on Judiciary.

Teter of Marion presented petition of citizens of Pella and Swan relative to House File No. 438.

Referred to Committee on Judiciary.

#### REPORTS OF COMMITTEES.

Teter of Marion, from the Committee on Ways and Means, submitted the following reports:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 152, a bill for an act to amend certain sections of the Code and Supplement to the Code, relating to the principal and interest of the permanent school fund, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

L. D. TETER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 236, a bill for an act to tax 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 indefinitely postponed.

L. D. TETER,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 419, a bill for an act dividing the State into districts, establishing agricultural and manual training schools therein, providing for the management, control and operation thereof, creating a board of trustees thereof, establishing courses of study therein, and making provision for the creation and support 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 amended by striking out the words "The school to be provided in District No. 1 is hereby located at or near the city of Red Oak in Montgomery county," in the first and second lines of Section Eighteen (18) of the original bill; also by striking from line five of said section Eighteen (18), the words "other three," and inserting in lieu thereof the word "four," and when so amended that the bill do pass.

L. D. TETER,  
*Chairman.*

Adopted.

Jones of Montgomery, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 84, a bill for an act to create a board of regents for the State University, the College of Agriculture and Mechanic Arts, and the Normal School, and to prescribe its duties and to provide for the management and control of the State University, the College of Agriculture and Mechanic Arts and the Normal School, to make appropriations therefor, and to define certain offenses, 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 be indefinitely postponed.

F. F. JONES,  
*Chairman.*

MINORITY REPORT ON SENATE FILE NO. 84.

MR. SPEAKER—We, the undersigned, members of the Committee on Appropriations, to whom was referred Senate File No. 84, beg leave to report that we have had the same under consideration and, being unable to concur in the opinion of the committee recommending that the same be indefinitely postponed, respectfully reserve our rights to dissent from the views of the majority of the committee and we do, therefore, recommend that the said bill do pass.

JOHN McALLISTER,  
ASAHEL MANN,  
T. H. HUME,  
J. C. BONWELL,  
J. H. DARRAH,  
EDWD. McDONALD,  
HENRY DUNN,  
J. D. SHAFFER,  
J. M. FENN.

Passed on file.

Bixby of Delaware, from the Committee on Schools and Text Books, submitted the following reports:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred Senate File No. 207, a bill for an act to empower the State Educational Board of Examiners to issue certificates to graduates of higher institutions of learning, beg leave to report 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.

R. J. BIXBY,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom was referred substitute for Senate File No. 271, a bill for an act to repeal Chapter One Hundred Forty (140), laws of the Thirty-first General Assembly, relative to bonds of school corporations, and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

R. J. BIXBY,  
*Chairman.*

Adopted.

Hanson of Humboldt, from the Committee on Suppression of Intemperance, submitted the following reports:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 432, a bill for an act to amend Section Two Thousand Four Hundred and Forty-nine (2449) of the Code, relating to the sale of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

T. O. HANSON,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred Senate File No. 330, a bill for an act relating to the sale of intoxicants in the vicinity of military reservations, beg leave to report 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 recommended for passage.

T. O. HANSON,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 449, a bill for an act to amend Section Two Thousand Three Hundred and Ninety-nine (2399) of the Code, relative to evidence, beg leave to report that they have had the same under consideration and have instructed me to report tthe same back to the House with the recommendation that the same be indefinitely postponed.

T. O. HANSON,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 391, a bill for an act relating to treating in the use of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

T. O. HANSON,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Lister of Grundy, from the Committee on Agriculture, submitted the following reports:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred House File No. 34, a bill for an act to amend Section Sixteen Hundred and Sixty (1660) of the Code relating to appropriations by boards of supervisors to agricultural 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.

JOHN LISTER,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Agriculture, to whom was referred Senate File No. 318, a bill for an act to amend Chapter One Hundred and Sixty-six (166), laws of the Thirty-first General Assembly, relating to the definition of adulterated foods, and fixing standards for certain food products, beg leave to report 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 LISTER,  
*Chairman.*

Adopted.

Darrah of Lucas, from the Committee on Elections, submitted the following reports:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 433, a bill for an act to repeal Section Ten Hundred and Ninety-one (1091) of the Code relating to polling places and their location, and enacting in lieu thereof the following, beg leave to report 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. H. DARRAH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 450, a bill for an act to provide for the submission of bills proposing laws and joint resolutions proposing amendments to the Constitution of the State of Iowa or the Constitution of the United States to the voters of the State at primary elections and defining the duties of the Executive Council, the Secretary of State, County Auditors, election boards and county boards of canvassers therewith, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out the word "thirty" in the fourth line of Section Two (2) and inserting in lieu thereof the words "fifty-five," and when so amended that the bill do pass.

J. H. DARRAH,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 442, a bill for an act to levy a tax upon any voter in any township, precinct or ward who does not vote at primary 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 be indefinitely postponed.

J. H. DARRAH,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Darrah of Lucas, from the conference committee on Senate File No. 280, submitted the following report:

MR. SPEAKER—The conference committee appointed by the Senate and House to confer on disagreements arising on amendments to Senate File No. 280, beg leave to report that they have reached an agreement as to all matters in dispute and as to all amendments that

shall be made to Senate File No. 280 as it passed the Senate, as follows:

1. That the following amendment be adopted as a substitute for the House amendment to Section 1 of the bill as it passed the Senate, viz:

That Section One (1) be amended by striking out after the word "offices" and before the word "which" in the second line of the original bill the words "except judges of the Supreme, District and Superior Courts," and by striking out the word "and" between the words "November" and "for" in the fourth line of said section and by inserting in lieu thereof between said words the following: "(except candidates for the office of Judge of the Supreme, District and Superior Courts)," and by inserting the word "county" immediately before the word "conventions" in the seventh line and immediately before the word "committeeman" in the eighth line of said section.

2. That Section Three (3) be amended by striking out the period at the end of the section and inserting in lieu thereof a comma and following said comma the words "provided, that such other political organizations as may, under Sections One Thousand Ninety-eight (1098) and One Thousand Ninety-nine (1099) of the Code, nominate and certify candidates and have their names placed upon the ballot for the November election, shall have the right so to do in the manner and under the conditions therein prescribed."

3. That the following amendment be adopted as a substitute for the two House amendments to Section Four (4) of the bill as it passed the Senate, viz:

That Section Four (4) be amended by striking out the words "except Judges of the Supreme, District and Superior Courts and" that are now placed between the word "ensuing" and the word "for" in the seventh line of said section and by inserting in lieu thereof the following: "(except candidates for the office of Judge of the Supreme, District and Superior Courts),"

4. That the House amendment to Section Ten (10) of the bill in words and figures following, to-wit:

Amend by striking the blank line after the comma following the word "street" in the sixty-seventh line of Section Ten (10); and by inserting in the place of the last comma in said line the word "of"; and by striking the comma following the word "county" in the sixty-ninth line of the same section and inserting in lieu thereof the word "of" and a blank line one-half inch in length, be adopted as an amendment to said section of the bill as it passed the Senate.

5. That the House amendment to Section Fifteen (15) of the bill in words and figures following, to wit:

Amend by striking the letter "s" from the word "ballots" in line three of Section Fifteen (15); also by striking the word "thereof" from line four thereof and inserting in lieu of such word the words "of each of such ballots," be adopted as an amendment to said section of the bill as it passed the Senate.

6. That the following amendment be adopted as a substitute for

the two House amendments to Section Nineteen (19) of the bill as it passed the Senate, viz:

That Section Nineteen (19) be amended by striking out all of said section after the semicolon following the word "county" in the eleventh line thereof and by inserting in lieu thereof after said semicolon the following: "and the candidate or candidates of each political party for each office to be filled by the voters of any sub-division of a county having received the highest number of votes shall be duly and legally nominated as the candidate of his party for such office; and the candidate or candidates of each political party for each office to be filled by the voters of a county having received the highest number of votes, and not less than thirty-five per centum of all the votes cast by the party for such office, shall be duly and legally nominated as the candidate of his party for such office; and each candidate so nominated shall be entitled to have his name printed on the official ballot to be voted for at the general election without other certificate, and the board shall prepare and certify a list of the candidates of each party so nominated, separately, and deliver to the chairman of each party central committee for the county a copy of the list of candidates nominated by the party he represents; and shall also prepare, certify and deliver to such chairman a list of the offices to be filled by the voters of a county for which no candidate of his party was nominated, together with the names of the candidates for each of such offices voted for at the primary election and the number of votes received by each of such candidates."

7. That the following amendment be adopted as a substitute for the two House amendments to Section Twenty (20) of the bill as it passed the Senate, viz:

That Section Twenty (20) be amended by striking out the comma and the words "except Judges of the Supreme, District and Superior Courts" following the word "offices" in the sixth line of said section and by inserting a period after the said word "offices" in lieu of the comma.

8. That the following amendment be adopted as a substitute for the House amendment to Section Twenty-two (22) of the bill as it passed the Senate, viz:

That Section Twenty-two (22) be amended by striking out the word "third" before the word "Monday" in the first line of said section and by inserting in lieu thereof the word "second," and be further amended by striking out all of said section after the semicolon following the word "represents" in the twenty-first typewritten line of said section and inserting in lieu thereof after said semicolon the following: "and shall forthwith prepare a certificate as to each office, separately, for which no candidate was nominated, together with the names of the several candidates for each of such offices voted for at the primary election and the number of votes received by each of such candidates and send such certificates to the chairman of the party central committee for the State, in case of offices to be filled by the voters of the entire State, and to the chairman of the party central committee for a district of the State, if known, in case of offices to be filled by the

voters of any such district of the State composed of more than one county, and to the County Auditor of each county in any such district, and to the County Auditor and the chairman of the party central committee for the county, in case any such district is composed of one county."

9. That the House amendment to Section Twenty-three (23) of the bill as it passed the Senate in words and figures following, to-wit:

Amend by inserting between the comma following the word "council" and the word "his" in the ninth line of Section Twenty-three (23) the following: "or as certified to him by the proper persons when any person has been nominated by a convention," be adopted as an amendment to said section of the bill as it passed the Senate.

10. That the following amendment be adopted as a substitute for all the House amendments to Section Twenty-five (25) of the bill as it passed the Senate, viz:

That Section Twenty-five (25) be amended by striking out the word "second" before the word "Saturday" in the fifth line of said section and inserting in lieu thereof the word "third," and by striking out the words "2:00 o'clock P.M." in the sixth line of said section and inserting in lieu thereof the words "11 o'clock A.M.," and by striking out the period following the word "committee" in line forty of said section as it appears in the original bill and all of said section following said period and inserting in lieu of said period a comma and after said comma the following: "and a list of the offices for which no nomination was made at the primary election. If any precinct shall not be fully represented, the delegates present from such precinct shall cast the full vote thereof, but there shall be no proxies. The said county convention shall make nominations of candidates for the party for any office to be filled by the voters of a county when no candidate for such office has been nominated at the preceding primary election, as shown by the canvass of the returns provided for in Section Nineteen (19) of this act, and shall nominate candidates for the office of Judge of the District Court in counties comprising one judicial district of the State, and shall select delegates to the next ensuing State and district conventions of that year upon such ratio of representation as may be determined by the party organization for the State, district or districts of the State, as the case may be, but no delegates shall be so selected to any of the district conventions referred to in Section Twenty-six (26) of this act, except judicial conventions, unless a call therefor has been issued as therein provided. The said county convention shall also elect a member of the party central committee for the senatorial, judicial and congressional districts composed of more than one county."

11. That the following amendment be adopted as a substitute for the House amendment to Section Twenty-six (26) of the bill as it passed the Senate, viz:

That Section Twenty-six (26) be amended by inserting after the period following the word "committees" in line nineteen of the original bill the following: "In case no nomination was made in the primary election for the office of Senator in the General Assembly in any dis-

district composed of more than one county, or for the office of Representative in Congress of the United States, as shown by the certificate issued by the State board of canvassers provided for in this act, then in any such district the chairman of the party central committee therefor shall forthwith issue such call for a convention in such district and deliver the same to the County Auditor of each county in the district, and in such case said call need not be published;" and by inserting after the word "office" in the second line of Senate amendment attached on page twenty of the bill the words "to be filled by the voters of the entire State;" and by striking out the word "votes" in the line following and inserting in lieu thereof the word "returns;" and by striking out the period after the word "hereof" in the last line in said Senate amendment and inserting in lieu thereof a semicolon and after said semicolon the words "and shall nominate candidates for the office of Judge of the Supreme Court."

12. That the following amendment be adopted as a substitute for the two House amendments to Section Thirty-five (35) of the bill as it passed the Senate, viz:

That Section Thirty-five (35) of the bill be amended by striking out the period at the end of the first paragraph of said section and adding thereto the words "and the cities acting under a special charter having a population of over fifteen thousand, except all such special charter cities and cities of the first class as have by vote of the people adopted a plan of municipal government which specifically provides for a non-partisan primary election."

And by adding to said section after the period at the end thereof the following:

The entire expense of conducting a primary election provided for in this section shall be audited by the city council and paid by the city.

This section shall not be held to repeal any law which provides for the adoption of a plan of municipal government by vote of the people and which embraces a non-partisan primary election.

JAMES J. CROSSLEY,  
GEO. W. DUNHAM,  
C. F. PETERSON,  
A. C. WILSON,  
J. H. DARRAH,  
N. J. LEE,  
O. H. HOLMES,  
EDWARD McDONALD,

*Conference Committee on Senate File No. 280.*

Passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 164, a bill for an act to amend the law as it appears in Sections

Two (2) and Three (3), Chapter Fourteen (14), acts of the Thirty-first General Assembly, granting township trustees power to contract for use of public libraries.

Also:

Senate File No. 136, a bill for an act to amend the law as it appears in Section Fourteen (14) of Chapter One Hundred and Sixty-six (166) of the laws of the Thirty-first General Assembly, relating to the sale of canned goods.

Also:

Substitute for Senate File No. 37, a bill for an act amendatory of the law as it appears in Chapter Sixty-eight (68) of the Thirtieth General Assembly and amendatory acts of the Thirty-first General Assembly, relating to levees, ditches, drains and watercourses, and amending Sections Two (2), Fourteen (14), Eighteen (18) and Nineteen (19) of said chapter, and providing for the place where ditches and drains shall be located; how appeals shall be tried in appellate courts; for the employment of counsel to represent the drainage district in appellate courts; for the crossing of railroad rights of way; for building of culverts and bridges at the place of crossing and payment of cost thereof; for the assessment of benefits and making the provisions of this act applicable to Chapter Two (2), Title Ten (10) of the Code.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

#### RESOLUTIONS.

Geneva of Keokuk presented the following concurrent resolution:

WHEREAS, Some of the business men of our State are unacquainted and unfamiliar with the system and plan the Board of Control has for contracting for the several articles of merchandise used by the different State institutions under their control; therefore, be it

*Resolved by the House, the Senate concurring,* That our State Board of Control be empowered to have printed in two official daily papers, representing the two leading parties of our State, the first six days of May each year, the general rules, including Section Two Thousand Seven Hundred and Twenty-seven-A-Fifty (2727-A-50) of the Supplement to the Code, governing the contracting of supplies and approximate time contracted for, to supply institutions under Board of Control, said expense to be paid out of contingent fund of the several institutions.

Laid over under Rule 34.

Dye of Decatur called up resolution relative to Dye's Uniform System of Road Work.

On motion of Miller of Bremer, the resolution was referred to the Committee on Roads and Highways.

Conn of Butler presented the following concurrent resolution and moved that the rule be suspended and the resolution be adopted:

CONCURRENT RESOLUTION RELATIVE TO APPROPRIATIONS OF THE THIRTY-SECOND GENERAL ASSEMBLY.

*Resolved by the House, the Senate concurring,* That the respective chairmen of the House and Senate Committees on Appropriations be instructed to submit a tabulated list of the appropriations for the various bills as recommended by their respective committees, to the Committee on Ways and Means, and to secure an estimate of the levy that will be necessary to cover the present appropriations as recommended by their respective committees, and also all deficits in excess of the levies of the two preceding General Assemblies, and submit the same to the respective branches of the legislature, before any additional appropriations shall be made, in order that every member of the Thirty-second General Assembly shall be sufficiently informed to vote intelligently upon pending appropriations.

Rule suspended, and resolution unanimously adopted.

INTRODUCTION OF BILLS.

By Sullivan of Polk, House File No. 468, a bill for an act authorizing cities having a population of sixty thousand (60,000) or over to erect a city hall, to purchase the necessary ground therefor, and to levy a special tax for the purpose of paying for the same, and repealing Chapter Twenty-seven (27) of the laws of the Thirtieth General Assembly.

Read first and second time and referred to Committee on Municipal Corporations.

By Beery of Henry, House File No. 469, a bill for an act authorizing the State Board of Control of the State of Iowa to grant the right of way for an interurban or other railway over and across the lands of the Iowa State Hospital for the Insane at Mount Pleasant, Henry county, State of Iowa, and to fix terms and conditions therefor.

HOUSE FILE NO. 469.

A BILL for an act authorizing the State Board of Control of the State of Iowa to grant the right of way for an interurban or other railway over and across the lands of the Iowa State Hospital for the Insane at Mount

Pleasant, Henry county, State of Iowa, and to fix terms and conditions therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the State Board of Control of the State of Iowa be and the same is hereby authorized to grant a right of way over and across the lands of the Iowa State Hospital for the Insane, in Henry county, State of Iowa, for an interurban or other railway, to be operated by electricity or other motive power, except steam, on or through said lands, upon such terms and conditions as may be imposed by said State Board of Control, and the said State Board of Control shall have the power to determine the width and fix the location of such right of way which the tracks, switches and turn-outs of such railway shall be constructed; to fix the price and receive the pay for such right of way, and cover the same into the State treasury, to be credited to the support fund of the Mount Pleasant State Hospital. One of the considerations and conditions under which such right of way shall be granted is, that any railway desiring to operate electric cars upon and along the tracks of the company constructing a line of railway upon the right of way so granted, shall have the privilege to do so upon such terms and conditions as may be fixed by the State Railway Commission of Iowa.

SEC. 2. No contract for right of way shall be made under this act unless the same shall provide for the construction and maintenance, without expense to the State of Iowa, of a sidetrack extending to the heating plant of said Iowa State Hospital for the Insane, as the same now is, or may hereafter be located. And said railway company shall be required to erect and maintain a station or stations, suitable in character, size and design, at such place or places, on the said hospital grounds, as the State Board of Control may designate. The poles upon the right of way shall be steel or iron, of ornamented design, and painted, or such other material as may be fixed by the State Board of Control.

Read first and second time and passed on file.

By Moore of Linn, House File No. 470, a bill for an act to legalize the incorporation of the town of Prairieburg, Linn county, Iowa, the election of its officers and all acts done and ordinances passed by the town council of said town.

Read first and second time and referred to Committee on Judiciary.

By Inman of Floyd, House File No. 471, a bill for an act to amend Section Two Hundred and Forty-five-A (245-A) of the Code, in relation to the use of the shorthand reporter's notes or a transcript thereof on the retrial of a criminal case.

Read first and second time and referred to Committee on Judiciary.

By Inman of Floyd, House File No. 472, a bill for an act to

amend Section Fifty-four Hundred and Forty-eight (5448) of the Code, relating to the time in which an appeal may be taken in criminal cases.

Read first and second time and referred to Committee on Judiciary.

By Swan of Appanoose, House File No. 473, a bill for an act to legalize the annexation of certain territory to the city of Center-ville, Appanoose county, Iowa, and the election of officers by the said city as enlarged.

Read first and second time and referred to Committee on Judiciary.

By Feely of Black Hawk, House File No. 474, a bill for an act to amend Section Five Thousand and Sixty-two (5062) of the Code, relative to penalty for combinations, pools and trusts.

HOUSE FILE NO. 474.

A BILL for an act to amend Section Five Thousand Sixty-two (5062) of the Code, relative to penalty for combinations, pools and trusts.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Five Thousand Sixty-two (5062) of the Code be and the same is hereby amended by striking from the third, fourth and fifth lines of said section the following: "One per cent of its capital or amount invested in such corporation, company, firm or association, nor more than twenty per cent of the same" and by inserting in lieu thereof the following: "Five Hundred nor more than Five Thousand Dollars."

Read first and second time and passed on file.

By Feely of Black Hawk, House File No. 475, a bill for an act to amend Section Two Hundred Eighty-one (281) of the Code, relative to judges not to practice.

Read first and second time and referred to Committee on Judiciary.

By Meredith of Cass, House File No. 476, a bill for an act to repeal the law as it appears in Section Twenty-four Hundred Three (2403) of the Code, and Section Twenty-four Hundred Three (2403) of the Supplement to the Code, and to enact a substitute therefor, relating to the selling or giving of intoxicating liquors to minors, intoxicated persons, or to persons in the habit of becoming intoxicated.

Read first and second time and referred to Committee on Suppression of Intemperance.

## MESSAGES FROM THE SENATE.

The following messages were 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 Senate was asked:

House File No. 376, a bill for an act giving certain powers to boards of supervisors in relation to straightening highways and condemn land necessary for said purpose.

GEO. A. NEWMAN,  
*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:

Concurrent resolution relative to the State Fish and Game Warden dredging the lakes of the State which are used for boating and fishing.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 334, a bill for an act to reimburse W. J. McAhren in settlement of a claim against the State of Iowa for services rendered in extraditing one H. S. Green.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 308, a bill for an act granting the use of public highways for the laying of water mains and pipes thereon.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 145, a bill for an act legalizing conveyances of real estate by executors, administrators and guardians in this or foreign states.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 389, a bill for an act relative to the care and propagation of fish.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 347, a bill for an act relating to the regulation and taxing public dance halls, skating rinks, fortune tellers, etc., and tax owners maintaining the same.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 278, a bill for an act authorizing cities under special charter to appropriate money to pay dues in the League of Iowa Municipalities.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 328, a bill for an act relative to the employment of convict labor in the care of State's property and for other purposes.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 424, a bill for an act relative to the throwing of drugs or medicines as samples in private or public places.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 269, a bill for an act relating to the publication of notice of the securing of petitions of general consent.

GEO. A. NEWMAN,  
*Secretary.*

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 111, a bill for an act relating to the organization and officers of cities, and providing a penalty for violation thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 88, a bill for an act relative to the time for filing abstract in the Supreme Court.

GEO. A. NEWMAN,  
*Secretary.*

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate concurs in House amendments to Senate File No. 212, a bill for an act to provide for the government of certain cities and the adoption thereof by special election, additional to Title Five (5) of the Code.

GEO. A. NEWMAN,  
*Secretary.*

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 323, a bill for an act relative to the publication of reports.

GEO. A. NEWMAN,  
*Secretary.*

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate refuses to concur in House amendments to Senate File No. 30, a bill for an act relative to the sentence and commitment of persons convicted of crime, and providing for system of reform and parole, and create the necessary officers therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also :

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 226, a bill for an act relative to reimbursing S. B. Humbert for services rendered in the construction of the monuments at Look-out Mountain and Missionary Ridge.

GEO. A. NEWMAN,  
*Secretary.*

Also :

MR. SPEAKER—I am directed to inform your honorable body that the

Senate has passed the following joint resolution, in which the concurrence of the Senate was asked:

House Joint Resolution No. 2, proposing an amendment to the Constitution of the State of Iowa, additional to Section Eighteen (18) of Article One (1).

GEO. A. NEWMAN,  
*Secretary.*

SENATE MESSAGE CONSIDERED.

Senate substitute for Senate File No. 252, a bill for an act to reimburse the widow and heirs of the late J. W. Cliff for expenses incurred by him in his contest for the office of Secretary of the Senate of the Twenty-fourth General Assembly.

Read first and second time and referred to Committee on Appropriations.

CONSIDERATION OF BILLS.

Time having arrived for Special Order No. 22, on motion of Harding of Woodbury, House File No. 338, a bill for an act to amend Chapter One Hundred and Twenty (120), laws of the Thirty-first General Assembly, relating to the State Sanatorium at Iowa City, further defining the duties of the Board of Control regarding tuberculosis, and making additional appropriations, with report of committee recommending passage as amended, was taken up, considered, and the committee amendment to strike out the words and figures "Five Thousand Dollars (\$5,000)" in line eight of Section Four (4) and to insert in lieu thereof the words and figures "Two Thousand Five Hundred Dollars (\$2,500)."

Amendment lost.

Committee amendment to strike out the words and figures "Seventy-five Thousand Dollars (\$75,000)" in line two of Section Five (5) and to insert the words and figures "Fifty Thousand Dollars (\$50,000)" in lieu thereof.

Amendment adopted.

Mr. Harding moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn,

Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—96.

The nays were:

None.

Absent or not voting:

Balluff, Blackmore, Calkins, Dow, Feely, Kellogg, Maben, Marston, Offill, Sheldon, Sidey, Weeks—12.

So the bill passed and the title was agreed to.

On motion of Teter of Marion, House File No. 441, a bill for an act to amend Sub-division Seven (7) of Section Thirteen Hundred and Four (1304) of the Supplement to the Code, relating to the exemption of property from taxation, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments not adopted.

Mr. Teter moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clary, Corrie, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Earle, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Jones, Kelley, Kellogg, Koontz, Kull, McAllister, McDonald, McElrath, Mann, Mason, Paul, Pierce, Ritter, Schoenenberger, Shaffer, Sheldon, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Youde, Mr. Speaker—67.

The nays were:

Arney, Balluff, Clarke, Darrah, Heles, Hume, Jewell, Kendall

Lister, Maben, Mercer, Miller of Dubuque, Moore, Morris, Price, Reitz, Schulte, Swift—18.

Absent or not voting:

Bascom, Beery, Calkins, Conn, Cottrell, Dow, Dye of Pottawattamie, Felt, Inman, Lee, Lowrey, Marston, Meredith, Miller of Bremer, Nix, Offill, Reaney, Schroeder, Sidey, Sparks, Stoltenberg, Wilson, Wolfe—23.

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE.

MR. SPEAKER—I vote "no" on House File No. 441 for the reason that my soldier constituency and all, so far as I have talked with them, are satisfied with the exemption laws as they now exist.

CURRAN F. SWIFT.

On motion of Balluff of Scott, House File No. 443, a bill for an act to repeal Section Sixteen Hundred and Thirty-seven (1637) of the Code, with report of committee recommending passage, was taken up and considered.

Van Houten of Taylor moved that House File No. 443, with proposed amendments, be referred to the Committee on Insurance.

Motion prevailed, and the bill was so referred.

Dye of Pottawattamie moved that Senate File No. 277 be substituted for House File No. 374.

On motion of Dye of Pottawattamie, Senate File No. 277, a bill for an act to provide a uniform system of books, blanks, records, vouchers, etc., for use of County Auditors, County Treasurers and Clerks of the District Court, was taken up and considered.

Mr. Dye moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Darrah, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hansson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones,

Kelley, Kellogg, Kendall, Koontz, Kull, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Springer, Stewart, Stoltenberg, Swan, Swift, Teter, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—82.

The nays were:

Cottrell, DeMar, Miller of Dubuque, Sheldon, Wolfe—5.

Absent or not voting:

Anderson, Blackmore, Calkins, Dow, Felt, Koontz, Marston, Offill, Price, Reaney, Sidey, Springer, Swift, White—14.

So the bill passed.

Dye of Pottawattamie moved to amend the title to Senate File No. 277 by adding the word "receipts" after the word "vouchers."

Amendment adopted, and title, as amended, agreed to.

On motion of Fox of Dallas, House File No. 444, a bill for an act to legalize the acts done and the ordinances passed by the town council of Dexter, Dallas county, Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Mr. Fox moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Springer, Stewart, Stoltenberg, Swan, Swift, Teter, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—82.

The nays were :

None.

Absent or not voting :

Balluff, Bergeson, Calkins, Clarke, Conn, Dow, Drury, Elliott, Felt, Holmes, Lee, Lister, Lowrey, Marston, Meredith, Miller of Bremer, Offill, Reaney, Sheldon, Sidey, Stillman, Sullivan, Van Houten, White, Wolfe—26.

So the bill passed and the title was agreed to.

On motion of Allred of Wayne, House File No. 414, a bill for an act to repeal Section Four Hundred and Ninety-eight (498) of the Code, and Chapter Sixteen (16), acts of the Thirty-first General Assembly, and to enact a substitute therefor, relating to the duties and fees of the County Recorder, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Mr. Allred moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Paul, Pierce, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—85.

The nays were :

Miller of Bremer, Price—2.

Absent or not voting :

Balluff, Calkins, Clary, Dow, Fenn, Fox, Harding, Holmes, Koontz, Lee, McElrath, Marston, Mason, Nix, Offill, Reaney, Sheldon, Sidey, Springer, Stillman, Wolfe—21.

So the bill passed and the title was agreed to.

On motion of Mason of Lee, House File No. 244, a bill for an act to amend Section Three Hundred and Three-a (303-a) of the Supplement to the Code, relating to the compensation of assistant county attorneys, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Mr. Mason moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Balluff, Bascom, Beery, Bixby, Blackmore, Bonwell, Cassady, Clarke, Clary, Corrie, Darrah, Dodds, Doran, Dunn, Dye of Decatur, Earle, Elliott, Feay, Feely, Fox, Greenwood, Hackler, Hanson, Harding, Holmes, Hume, Jones, Kelley, Koontz, Lowrey, McElrath, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Paul, Price, Reitz, Ritter, Schulte, Sheldon, Smith, Sparks, Stewart, Sullivan, Swan, Teter, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—57.

The nays were:

Anderson, Bauman, Brandes, Cottrell, DeMar, Dewell, Drury, Dye of Pottawattamie, Fenn, Flugum, Grier, Hanna, Harvey, Heles, Hickey, Jewell, Kendall, McDonald, Maben, Mann, Miller of Bremer, Nix, Pierce, Schoenenberger, Schroeder, Shaffer, Swift, Webster—28.

Absent or not voting:

Arney, Baird, Bergeson, Calkins, Conn, Dow, Felt, Geneva, Hambleton, Inman, Kellogg, Kull, Lee, Lister, McAllister, Marston, Offill, Reaney, Sidey, Springer, Stillman, Stoltenberg, Van Van Houten—23.

So the bill passed.

Weeks of Guthrie moved to amend the title to House File No. 244 by inserting between the words "the" and "compensation" in the second line of the printed bill the words "appointment and."

Amendment adopted, and title, as amended, agreed to.

DeMar of Davis moved that the substitute for Senate File No. 271 be substituted for House File No. 428.

Motion prevailed.

On motion of DeMar of Davis, substitute for Senate File No. 271, a bill for an act to repeal Chapter One Hundred and Forty (140), laws of the Thirty-first General Assembly, relating to bonds of school corporations, and enacting a substitute therefor, with report of committee recommending passage, was taken up and considered.

Teter of Marion moved to amend substitute for Senate File No. 271, by striking out Section Two (2), being the publication clause.

Amendment adopted.

DeMar of Davis moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Cassady, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Greenwood, Grier, Hackler, Hambleton, Hanna, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Paul, Pierce, Price, Reitz, Ritter, Schroeder, Schulte, Sparks, Springer, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Baird, Brandes, Calkins, Conn, Doran, Dow, Feely, Flugum, Fox, Geneva, Hanson, Holmes, Kelley, McElrath, Marston, Mason, Morris, Offill, Reaney, Schoenenberger, Shaffer, Sheldon, Sidey, Smith, Sullivan, Wolfe—26.

So the bill passed and the title was agreed to.

On motion of Koontz of Johnson, House File No. 462, a bill for

an act to release and to convey to Mary A. T. Sanders all right, title and interest of the State of Iowa in or to the following described real estate, to-wit: A strip of land situated in west end of lot three (3), in section three (3), township seventy-nine (79) north, range six (6) west of the fifth P. M., in Johnson county, Iowa, and lying between the public highway known as the "Foster road" and the bank of the Iowa river, and extending north 150 feet from the east end of the Terrill dam situated between lots three (3) and six (6) in said section three (3) and south 150 feet from said dam, was taken up and considered.

Mr. Koontz moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sheldon, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—94.

The nays were:

None.

Absent or not voting:

Calkins, Doran, Dow, Feely, Hanna, Lister, Marston, Miller of Bremer, Ofill, Price, Reaney, Shaffer, Sidey, Wolfe—14.

So the bill passed and the title was agreed to.

On motion of Kelley of Polk, House File No. 231, a bill for an act to repeal Section Forty-six Hundred (4600) of the Code, relative to the accounting for fees and compensation of justices of the

peace and constables, and to enact in lieu thereof the following, with report of committee recommending passage as amended, was taken up, considered, and the committee amendment adopted.

Mr. Kelley moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Flugum, Fox, Geneva, Grier, Hanna, Hanson, Harding, Harvey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Koontz, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reitz, Ritter, Schoenenberger, Schulte, Sheldon, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Youde—75.

The nays were:

Bascom, Conn, Elliott, Hackler, Hambleton, Hickey, Kendall, Price, Schroeder, Mr. Speaker—10.

Absent or not voting:

Baird, Bergeson, Calkins, Clary, Cottrell, Dow, Drury, Fenn, Greenwood, Heles, Kellogg, Kull, Lee, Lister, Marston, Offill, Reaney, Shaffer, Sidey, Smith, Teter, Wilson, Wolfe—23.

So the bill passed and the title was agreed to.

On motion of Bascom of Dickinson, substitute for Senate File No. 278, a bill for an act to amend Section One (1) of Chapter One Hundred and Eighty-six (186), laws of the Thirtieth General Assembly, relating to lakes and lake beds, was taken up and considered.

Hambleton of Mahaska moved to amend substitute for Senate File No. 278 by adding the words "without expense to the State" after the word "Iowa" in the last line of Section Two (2).

Amendment adopted.

Bascom of Dickinson moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welton, Wilson, Youde, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Balluff, Calkins, Dewell, Dow, Flugum, Hanna, Kelley, Koontz, Lister, Marston, Moore, Ofill, Price, Shaffer, Sheldon, Sidey, Stoltenberg, White, Wolfe—19.

So the bill passed and the title was agreed to.

WITHDRAWAL OF MOTION TO RECONSIDER.

I hereby withdraw the motion to reconsider the vote by which Senate File No. 212 passed to its third reading and final passage.

WILLOUGHBY DYE.  
J. D. SHAFFER.

Holmes of Kossuth moved that the House insist upon House amendments to Senate File No. 30.

Motion prevailed.

Speaker appointed as conference committee on part of the

House on Senate File No. 30: Holmes of Kossuth, Paul of Jones, Jones of Montgomery, Hambleton of Mahaska.

Speaker announced that as Speaker of the House, in the presence of the House, he had signed Senate Files No. 37, 136, 164.

Meredith of Cass moved that Senate File No. 287 and House File No. 372 be withdrawn from the consideration of the House and referred to the Committee on Railroads and Commerce.

Motion prevailed, and the bill was so referred.

Meredith of Cass moved that House File No. 438 be withdrawn from the further consideration of the House and re-referred to the Committee on Judiciary.

Motion prevailed, and the bill was so re-referred.

Unanimous consent having been given, Bascom of Dickinson withdrew House File No. 368 from the further consideration of the House.

On motion of Bauman of Van Buren, the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

On request of McAllister of Linn, leave of absence was granted Fox of Dallas until Friday.

#### REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 272, a bill for an act additional to and amendatory of the law as it appears in Title XIV (14) of the Code, relative to rights of property and the conveyance 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 do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 470, a bill for an act to legalize the incorporation of the town of Prairieburg, Linn county, Iowa, the election of its officers and all acts done and ordinances passed by the town council of said town, beg leave to report 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 at the end of Section One (1) thereof the sentence: "Provided, that nothing in this act shall in any wise affect pending litigation," and when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 448, a bill for an act to amend the law as it appears in Section Four Thousand and Eighteen (4018) of the Code, relating to sending claims out of the State to evade the exemption laws of this State, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 61, a bill for an act relating to liability of corporations operating railways, and repealing a law which appears as Section Two Thousand Seventy-one (2071) of the Code and Two Thousand Seventy-one (2071) of the Code Supplement, and enacting a substitute therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by adopting in lieu thereof the following substitute:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 61.

A BILL for an act relating to liability of corporations operating railways, to their employes.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. In all actions hereafter brought against any railway corporation to recover damages for personal injuries to any employe, or where such injuries have resulted in his death, the fact that the employe may have been guilty of contributory negligence shall not

bar a recovery, where his contributory negligence was slight and that of the employer was gross in comparison; but the damages shall be diminished by the jury in proportion to the amount of negligence attributable to such employe. All questions of negligence and contributory negligence shall be left to the jury.

And when so amended that the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 109, a bill for an act to amend the law as it appears in Chapter One (1), Title IX (9) of the Code, relating to corporations for pecuniary profit, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 473, a bill for an act to legalize the annexation of certain territory to the city of Centerville, Appanoose county, Iowa, and the election of officers by said city, as enlarged, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Stillman of Greene, 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. 251, a bill for an act to legalize the incorporation of the town of Bridgewater, Iowa, the election of its officers, the passage of its ordinances and resolutions and acts done by the city council in the adoption of its ordinances and resolutions.

Also:

House File No. 282, a bill for an act to repeal Sections Two Thousand One Hundred and Fifty-three (2153) and Two Thousand One Hundred

and Fifty-five (2155) of the Code, relating to joint freight rates over two or more connecting lines of railway between points within this State, and relating to the power and duties of the Board of Railroad Commissioners, and to enact substitutes therefor.

Also:

House File No. 324, a bill for an act to repeal Chapter Ninety-eight (98), acts of the Thirty-first General Assembly, and to enact a substitute therefor, relative to the registration and publication of pedigrees.

Also:

House File No. 453, a bill for an act to legalize the action of the Independent School District of Star No. 6 of Center township, Wapello county, Iowa, and of the Independent School District of Ottumwa, Iowa, consolidating the former with and merging it in the latter.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 251, a bill for an act to legalize the incorporation of the town of Bridgewater, Iowa, the election of its officers, the passage of its ordinances and resolutions and acts done by the city council in the adoption of its ordinances and resolutions.

Also:

House File No. 282, a bill for an act to repeal Sections Two Thousand One Hundred and Fifty-three (2153) and Two Thousand One Hundred and Fifty-five (2155) of the Code, relating to joint freight rates over two or more connecting lines of railway between points within this State, and relating to the power and duties of the Board of Railroad Commissioners, and to enact substitutes therefor.

Also:

House File No. 324, a bill for an act to repeal Chapter Ninety-eight (98), acts of the Thirty-first General Assembly, and to enact a substitute therefor, relative to the registration and publication of pedigrees.

Also:

House File No. 453, a bill for an act to legalize the action of the Independent School District of Star No. 6 of Center township, Wapello

county, Iowa, and of the Independent School District of Ottumwa, Iowa, consolidating the former with and merging it in the latter.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 251, a bill for an act to legalize the incorporation of the town of Bridgewater, Iowa, the election of its officers, the passage of its ordinances and resolutions and acts done by the city council in the adoption of its ordinances and resolutions.

Also:

House File No. 282, a bill for an act to repeal Sections Two Thousand One Hundred and Fifty-three (2153) and Two Thousand One Hundred and Fifty-five (2155) of the Code, relating to joint freight rates over two or more connecting lines of railway between points within this State, and relating to the power and duties of the Board of Railroad Commissioners, and to enact substitutes therefor.

Also:

House File No. 453, a bill for an act to legalize the action of the Independent School District of Star No. 6 of Center township, Wapello therefor, relative to the registration and publication of pedigrees.

Also:

House File No. 453, a bill for an act to legalize the action of the Independent School District of Star No. 6 of Center township, Wapello county, Iowa, and of the Independent School District of Ottumwa, Iowa, consolidating the former with and merging it in the latter.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

The conference committee on House File No. 42 submitted the following report:

MR. SPEAKER—Your conference committee, having under consideration House File No. 42, beg leave to report the same back with the following substitute in lieu thereof:

## SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 42.

A BILL for an act to repeal Section Four Hundred and Twelve (412) of the Code, and to enact a substitute therefor, relating to the time of holding meetings of the Board of Supervisors.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Four Hundred and Twelve (412) of the Code be and the same is hereby repealed and the following enacted in lieu thereof:

The members of the Board of Supervisors shall meet at the county seat of their respective counties on the second secular day in January and on the first Monday in April and June and the second Monday in September in each year, and on the first Monday in November in the odd numbered years, and on the first Monday after the general election in the even numbered years, and shall hold such special meetings as are provided by law.

C. F. PETERSON,  
W. P. WHIPPLE,  
GEO. W. DUNHAM,  
SHIRLEY GILLILLAND,  
E. W. WEEKS,  
L. D. TETER,  
GUY A. FEELY,  
L. F. SPRINGER.

*Conference Committee on House File No. 42.*

Read first and second time and passed on file.

## INTRODUCTION OF BILLS.

By Committee on Elections, House File No. 477, a bill for an act providing for the publication of candidates' expenses, and for the prevention of corrupt practices in political campaigns, and providing a penalty therefor.

## HOUSE FILE NO. 477.

A BILL for an act providing for the publication of candidates' expenses and for the prevention of corrupt practices in political campaigns, and providing a penalty therefor.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That from and after the passage of this act it shall be unlawful for any candidate for a caucus or primary nomination, or for any candidate for election to any office created by the Constitution or laws of this State to give away any cigars, drinks, refreshments or any other thing of value, either directly or indirectly or by or through any agent, employe, helper, manager, committee or organization acting for or in his behalf, except as hereinafter provided.

SEC. 2. It shall be unlawful for any person, either directly or indirectly, to request, solicit or receive either from any candidate for nomination or election within this State, or to request, solicit or re-

ceive, either directly or indirectly, from any agent, employe, helper, manager, committee or organization acting for or in his behalf, any cigars, drinks, refreshments or any other thing of value whatsoever, except as hereinafter provided.

SEC. 3. Every candidate for nomination in any caucus, primary, or general election within this State shall, within ten days after the holding of any caucus, primary or election, make a true, correct, detailed, sworn statement showing each and all sums of money and other things of value received by him for and on account of his campaign, and all sums of money or other things of value disbursed, expended or promised, directly or indirectly, by him, and to the best of his knowledge and belief, by any other person or persons in his behalf, for the purpose of aiding or securing his nomination or election, and file the same with the Auditor of the county in which he resides. Such statement shall show the dates, amounts and from whom received, and the dates, amounts, purposes and to whom paid or disbursed, and shall state that no other obligations of any kind or nature have been assumed by him other than are set out therein.

SEC. 4. In prosecutions under this act, no witness shall be excused from giving testimony on the ground that his testimony would tend to render him criminally liable or expose him to public ignominy, but any matter so elicited shall not be used against him, and said witness shall not be prosecuted for any crime connected with or growing out of the act on which the prosecution is based in the cause in which his evidence is used for the State, under the provisions of this section.

SEC. 5. Nothing in this act shall be so construed as to prohibit any candidate for Representative or Senator in the Congress of the United States, or for any public office created by the Constitution or laws of the United States, or for any public office created by the Constitution or laws of this State, from the payment of his legitimate assessment by the person, committee or organization in charge of his campaign; provided, that such assessment, if for the purpose of defraying the expenses of holding and conducting public meetings for the discussion of public questions or for the conveyance of voters to and from polling places on the day of the caucus, primary or election.

SEC. 6. The chairman and secretary of any political party, caucus, convention or primary election, nominating or electing delegates or candidates to represent that party at any State, district, county, township or municipal election, or any committeeman or other officer of any political organization of any political party nominating or electing delegates to any nominating convention, or candidates for any State, district, county, township or municipal office, who shall receive or accept from any person, firm, company or corporation, candidate or official, any moneys, funds, accounts or other things of value, for campaign or election purposes, shall, within ten days after each general or special State, district, county, township or municipal election, caucus, convention or primary election, file with the County Auditor of the county of his residence a verified statement of all such moneys, funds, accounts or other things of value received, and from what

source, and all amounts expended, and for what purpose, and how applied, and the amounts or balance remaining on hand.

SEC. 7. A violation of any of the provisions of this act shall be deemed a misdemeanor and any person, upon conviction thereof, shall be fined not less than Fifty Dollars (\$50.00) nor more than Five Hundred Dollars (\$500.00), or imprisonment in the county jail not more than one year.

Read first and second time and passed on file.

MESSAGES FROM THE SENATE.

The following messages were 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 Senate was asked:

House File No. 207, a bill for an act relative to taxation of dogs and injuries to domestic animals.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the President of the Senate appoints as conference committee on part of the Senate on Senate File No. 30, a bill for an act relative to the commitment of persons convicted of crime and establishing a system of indeterminate sentence and parole: Senators Saunders, Stirton, Mattes, and Peterson.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 342, a bill for an act amending the Code, relating to roads and highways, and to enact a substitute therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate requests the recall of Senate File No. 312, a bill for an act to provide for the collection and disposal of garbage.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate recalls its request for the recall of Senate File No. 312, a bill for an act relative to the disposal of garbage.

GEO. A. NEWMAN,  
*Secretary.*

## SENATE MESSAGES CONSIDERED.

Senate substitute for Senate File No. 237, a bill for an act providing for scales and the weighing of commodities transported in carload lots, and furnishing certificates of weight by common carriers and providing penalties for the violation of this act, in addition to Chapter Seven (7), Title Ten (10) of the Code.

Read first and second time and passed on file.

Senate File No. 334, a bill for an act appropriating the sum of One Hundred and Fifty-one Dollars and Ninety cents (\$151.90) to be paid to W. J. McAhren, in settlement of a claim against the State of Iowa, arising by reason of the efforts of the said W. J. McAhren to extradite one S. H. Green.

Read first and second time and referred to Committee on Claims.

Senate File No. 325, a bill for an act to amend Section Five Hundred and Forty-three (543) of the Code, relating to the fees of County Surveyors.

Read first and second time and referred to Committee on Compensation of Public Officers.

Senate File No. 328, a bill for an act authorizing the employment of convict labor in the care of the State's property and for other purposes.

Read first and second time and passed on file.

Senate File No. 76, a bill for an act repealing Sections Eighteen Hundred and Seventy-two (1872) and Eighteen Hundred and Seventy-three (1873) of the Code, relating to quarterly statements of state and savings banks and examinations by the Auditor of State, and providing substitutes therefor.

Read first and second time and referred to Committee on Banks and Banking.

Senate File No. 326, a bill for an act to legalize certain ordinances and amendments to the ordinances passed by the city council of Tama, Tama county, Iowa, and to legalize all of the official acts of the city officials of Tama, Tama county, Iowa, acting as such under said ordinances and amendments.

Read first and second time and referred to Committee on Judiciary.

Senate File No. 226, a bill for an act to reimburse S. B. Humbert for services rendered as superintendent of construction of the monuments at Lookout Mountain and one at either end of Missionary Ridge, and to make an appropriation therefor.

Read first and second time and referred to Committee on Claims.

Senate File No. 308, a bill for an act granting the use of public highways for the laying of water mains and pipes thereon.

Read first and second time and referred to Committee on Roads and Highways.

Senate File No. 347, a bill for an act granting to cities and towns power to regulate, define, tax, license and prohibit public dance halls, skating rinks, fortune tellers, palmists and clairvoyants, and to license and regulate the construction of bill boards, and to tax owners or persons maintaining the same.

Read first and second time and referred to Committee on Municipal Corporations.

Senate File No. 198 a bill for an act to amend Section One (1) Chapter Twenty-one (21) of the acts of the Thirtieth General Assembly, relating to the compensation of County Recorders.

Read first and second time and referred to Committee on Compensation of Public Officers.

Senate File No. 73, a bill for an act to pay sundry persons named in this bill for material and labor furnished by them in the erection of the Medical Hospital of the Iowa State University erected in Eighteen Hundred and Ninety-seven (1897).

Read first and second time and passed on file.

Senate File No. 15, a bill for an act to establish an insurance department, and providing for an Insurance Commissioner.

Read first and second time and referred to Committee on Insurance.

Senate Concurrent Resolution: *Resolved, By the Senate, the House concurring, That the State Fish and Game Warden be and he is hereby directed to investigate the necessity of dredging the several lakes in this State which are used by the people for boating and fishing, and to ascertain the probable cost of the*

necessary machinery to do such dredging, and report thereon to the next General Assembly.

Laid over under Rule 34.

Senate File No. 312, a bill for an act authorizing cities and towns, including cities under special charter, to provide for the collection and disposal of garbage and for the payment for such service.

Read first and second time and referred to Committee on Municipal Corporations.

Senate File No. 302, a bill for an act to amend Section Twenty-eight Hundred and Twenty-three-f (2823-f) of the Supplement to the Code, relative to the enforcement of the law for compulsory attendance.

Read first and second time and referred to Committee on Schools and Text Books.

Stillman of Greene in the chair.

Senate substitute for House File No. 228, a bill for an act to repeal Section Four Thousand Nine Hundred and Ninety-nine-B (4999-B) as it appears in the Supplement to the Code:

SENATE SUBSTITUTE FOR HOUSE FILE NO. 228.

A BILL for an act to repeal Section Forty-nine Hundred and Ninety-nine-B (4999-B) as it appears in the Supplement to the Code.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Forty-nine Hundred and Ninety-nine-B (4999-B), as it appears in the Supplement to the Code, is hereby repealed, and the following enacted in lieu thereof:

It shall be the duty of the owner, operator, superintendent, or other persons having charge of any manufacturing or other establishment where machinery is used, to furnish and supply or cause to be furnished or supplied therein, belt shifters, or other safe mechanical contrivances for the purpose of throwing belts on and off pulleys, and, wherever possible, machinery therein shall be provided with loose pulleys, or with a loose perpendicular belt and tightener; all saws, cogs, gearing, belting, shafting, set screws, and machinery of every description therein shall be properly guarded. Whenever it becomes necessary to remove some or all of the guards, including springs or pressure bars that may properly come under this act, to enable the employe operating said machinery to perform certain work, it shall be the duty of said employe or employer

to immediately replace them after said work has been completed, and upon his failure to do so he shall be punished by a fine not to exceed Ten Dollars (\$10.00).

No person shall be permitted or directed to clean machinery while in motion. Children under sixteen years of age shall not be permitted to operate or assist in operating dangerous machinery of any kind.

No female under eighteen years of age shall be permitted or directed to adjust machinery while in motion.

Read first and second time and passed on file.

#### RESOLUTIONS.

Miller of Bremer called up concurrent resolution relative to urging the Iowa members of Congress to an immediate revision of the Dingley tariff law.

Harding of Woodbury moved that the concurrent resolution be laid on the table.

Roll call demanded.

On the question, "Shall the concurrent resolution be laid on the table?"

The yeas were:

Allred, Anderson, Arney, Bascom, Beery, Bixby, Blackmore, Bonwell, Cassady, Clary, Conn, Corrie, Darrah, Doran, Drury, Dunn, Dye of Decatur, Elliott, Feely, Fenn, Flugum, Fox Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Holmes, Hume, Inman, Jewell, Jones, Kelley, Lister, McAllister, Maben, Mann, Mason, Mercer, Meredith, Nix, Paul, Shaffer, Smith, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Weeks, Welden, Wilson, Youde, Mr. Speaker—56.

The nays were:

Baird, Balluff, Bergeson, Brandes, Clarke, Clary, Cottrell, DeMar, Dodds, Dye of Pottawattamie, Earle, Feay, Geneva, Harvey, Heles, Hickey, Kendall, Koontz, Kull, McDonald, Miller of Bremer, Miller of Dubuque, Moore, Morris, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Swift, Webster, Wolfe—39.

Absent or not voting:

Bauman, Calkins, Dewell, Dow, Felt, Kellogg, Lee, Lowrey, McElrath, Marston, Ofill, Sidey, White—13.

So the concurrent resolution will lie on the table.

SENATE AMENDMENTS CONSIDERED.

On request of Conn of Butler, unanimous consent having been given, House File No. 362, a bill for an act repealing Sections Two Thousand One Hundred and Sixty-five (2165) and Two Thousand One Hundred and Sixty-six (2166) of the Code and enacting a substitute therefor, pertaining to express companies, with Senate amendments, was taken up and the amendments read and considered.

Mr. Conn moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McDonald, McElrath, Mason, Mercer, Meredith, Miller of Duduque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Stillman, Stoltenberg, Sullivan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—81.

The nays were:

Felt, McAllister, Maben—3.

Absent or not voting:

Bergeson, Calkins, Cottrell, Dodds, Dow, Feay, Flugum, Fox, Geneva, Grier, Holmes, Lee, Lister, Mann, Marston, Miller of Bremer, Ofill, Schroeder, Sidey, Sparks, Springer, Stewart, Swan, Wolfe—24.

So the House concurs.

On request of Wilson of Tama, unanimous consent having been given, House File No. 294, a bill for an act to legalize the incorporation of the town of Clutier, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the officials of said town while acting as such, with Senate amendments, was taken up and the amendments read and considered.

Mr. Wilson moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Bergeson, Bixby, Blackmore, Brandes, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Kull, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offil, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Springer, Stewart, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Baird, Balluff, Beery, Bonwell, Calkins, Cassady, Clarke, Clary, Cottrell, Dow, Elliott, Feay, Feely, Felt, Fox, Hambleton, Jones, Koontz, Lee, Lister, Lowrey, Marston, Miller of Bremer, Sheldon, Sidey, Sparks, Stillman, Swift, Wolfe—29.

So the House concurs.

On request of Wilson of Tama, unanimous consent having been given, House File No. 380, a bill for an act to legalize the incorporation of the town of Garwin, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions, and all acts done by the officials of said town while acting

as such, with Senate amendments, was taken up, and the amendments read and considered.

Mr. Wilson moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Corrie, Darrah, DeMar, Dewell, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Springer, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Calkins, Clary, Conn, Cottrell, Dodds, Dow, Earle, Feay, Fox, Geneva, Grier, Harvey, Kellogg, Marston, Miller of Bremer, Ofill, Schroeder, Sheldon, Sidey, Sparks, Stewart, Stillman, White—23.

So the House concurs.

On request of Weeks of Guthrie, unanimous consent having been given, House File No. 130, a bill for an act to amend Section Three Hundred and Eight (308) of the Supplement to the Code as amended by Chapter Eleven (11), acts of the Thirty-first General Assembly, relating to the compensation of County Attorneys, with Senate amendments, was taken up, and the amendments read and considered.

Mr. Weeks moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Balluff, Bascom, Bergeson, Blackmore, Conn, Elliott, Hambleton, Harvey, Kelley, Koontz, Lee, Lister, McElrath, Mason, Meredith, Miller of Bremer, Nix, Reaney, Ritter, Sheldon, Sparks, Stewart, Sullivan, Swift, Webster, Weeks, Welden, Wolfe—29.

The nays were:

Anderson, Arney, Baird, Bauman, Beery, Bixby, Bonwell, Brandes, Clarke, Corrie, Cottrell, DeMar, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Felt, Fenn, Flugum, Fox, Grier, Hackler, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Lowrey, McAllister, McDonald, Maben, Mann, Mercer, Miller of Dubuque, Moore, Morris, Paul, Pierce, Price, Schoenenberger, Shaffer, Smith, Springer, Stillman, Stoltenberg, Swan, Teter, Van Houten, Wilson, Youde, Mr. Speaker—62.

Absent or not voting:

Calkins, Cassady, Clary, Darrah, Dewell, Dow, Earle, Geneva, Greenwood, Kull, Marston, Offill, Reitz, Schroeder, Schulte, Sidey, White—17.

So the House refuses to concur.

On request of Darrah of Lucas, unanimous consent having been given, House File No. 63, a bill for an act to repeal Section Two Thousand and Fifty-seven (2057) of the Code, relating to fences required to be constructed by railroad companies, and enacting a substitute therefor, with Senate amendments, was taken up and the amendments read and considered.

Mr. Darrah moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Cassady Clarke, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kelley,

Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Beery, Bergeson, Calkins, Clary, Conn, Cottrell, Dow, Earle, Feay, Felt, Harvey, Inman, Koontz, McElrath, Marston, Miller of Bremer, Offill, Schroeder, Sheldon, Sidey, Sparks, Springer, Stewart—23.

So the House concurs.

On request of Harding of Woodbury, unanimous consent having been given, House File No. 156, a bill for an act to amend Section Seven Hundred and Seventy-one (771) of the law as it appears in the Supplement to the Code, and Section One (1), Chapter Twenty-nine (29) of the acts of the Thirtieth General Assembly, relating to the construction of viaducts, with Senate amendments. was taken up and the amendments read and considered.

Mr. Harding moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, DeMar, Dewell, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hume, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Springer, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, Wilson, Wolfe, Youde, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Calkins, Cottrell, Darrah, Dodds, Dow, Earle, Feay, Fox, Geneva, Greenwood, Hickey, Holmes, Inman, Lee, Lister, Marston, Miller of Bremer, Offill, Reitz, Schroeder, Sheldon, Sidey, Sparks, Stewart, Weeks, White—26.

So the House concurs.

On request of Koontz of Johnson, unanimous consent having been given, House File No. 342, a bill for an act to repeal Section One Thousand Four Hundred and Eighty-three (1483) of the Code, relating to roads and highways, and to enact a substitute therefor, with Senate amendments, was taken up and the amendments read and considered.

Mr. Koontz moved that the House concur in the Senate amendments:

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Doran, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Meredith, Miller, of Bremer, Miller of Dubuque, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Springer, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Calkins, Cottrell, Dodds, Dow, Dunn, Earle, Feay, Fenn, Fox,

Geneva, Hanna, Jones, Marston, Mason, Mercer, Moore, Nix, Offill, Schroeder, Sidey, Smith, Sparks, Stewart—23.

So the House concurs.

On request of Koontz of Johnson, unanimous consent having been given, House File No. 288, a bill for an act making appropriations to the State Historical Society of Iowa, with Senate amendments, was taken up and the amendments read and considered.

Mr. Koontz moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Doran, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Baird, Bonwell, Brandes, Calkins, Cassady, Cottrell, Dodds, Dow, Dunn, Feay, Feely, Felt, Fox, Heles, Holmes, Jones, Lee, Marston, Miller of Bremer, Reaney, Sheldon, Sidey, Swift, White, Wolfe—25.

So the House concurs.

On request of Earle of Allamakee, unanimous consent having been given, House File No. 145, a bill for an act to legalize conveyances of real estate by executors, administrators and guardians

in this or foreign states, with Senate amendments, was taken up and the amendments read and considered.

Mr. Earle moved that the House concur in the Senate amendments:

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Bascom, Bauman, Bergeson, Bixby, Blackmore, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Earle, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Arney, Baird, Balluff, Beery, Bonwell, Calkins, Cassady, Dow, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fox, Hanna, Kellogg, Lee, Lister, Marston, Mason, Miller of Bremer, Sheldon, Sidey, Springer, Wolfe—25.

So the House concurs.

On request of Mercer of Pocahontas, unanimous consent having been given, House File No. 202, a bill for an act to amend Section Thirteen Hundred and Four (1304) of the Code, relating to exemption from taxation, with Senate amendments, was taken up and the amendments read and considered.

Mr. Mercer moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were :

Allred, Anderson, Arney, Bascom, Bauman, Bixby, Blackmore, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—81.

The nays were :

None.

Absent or not voting :

Baird, Balluff, Beery, Bergeson, Bonwell, Brandes, Calkins, Cassady, Cottrell, Dow, Feay, Fox, Geneva, Harvey, Kellogg, Lee, Maben, Marston, Mason, Morris, Ofill, Schroeder, Sheldon, Sidey, Sparks, Springer, White—27.

So the House concurs.

On request of Earle of Allamakee, unanimous consent having been given, House File No. 389, a bill for an act amendatory of and additional to Chapter Fifteen (15) of the Code and Supplement to the Code, relative to the care and propagation of fish, with Senate amendments, was taken up and the amendments read and considered.

Mr. Earle moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were :

Allred, Anderson, Bascom, Bauman, Bixby, Blackmore, Brandes, Clarke, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Felt, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume,

Inman, Jewell, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Arney, Baird, Balluff, Beery, Bergeson, Bonwell, Calkins, Casady, Clary, Cottrell, Dow, Elliott, Feay, Fenn, Fox, Geneva, Jones, Kellogg, Lee, Marston, Mason, Miller of Bremer, Offill, Sheldon, Sidey, Sparks—26.

So the House concurs.

On request of Beery of Henry, unanimous consent having been given, House File No. 143, a bill for an act to indemnify Charles H. Tribby for damages caused by sewage from the State Hospital for Insane at Mt. Pleasant, Iowa, with the Senate amendments, was taken up and the amendments read and considered.

Mr. Beery moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Conn, Corrie, Darrah, DeMar, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Harding, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan,

Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde—85.

The nays were:

None.

Absent or not voting:

Bergeson, Calkins, Clary, Cottrell, Dewell, Dow, Feay, Fox, Geneva, Hanna, Hanson, Inman, Kelley, Lee, Marston, Offill, Price, Reaney, Sidey, Sparks, Springer, White, Mr. Speaker—23.

So the House concurs.

#### CONSIDERATION OF BILLS.

On motion of Lister of Grundy, Senate substitute for Senate File No. 18, a bill for an act regulating the sale of agricultural seeds, concentrated commercial feeding-stuffs and the materials from which they are manufactured; defining concentrated commercial feeding-stuffs and what shall constitute purity in various kinds of seeds; prohibiting the adulteration and providing for the correct weighing and marking of agricultural seeds and concentrated commercial feeding-stuffs, and providing for the collection of samples, analyses of the same, and fixing penalties for its violation; and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner, with report of committee recommending passage, was taken up and considered.

Lister of Grundy moved to amend Senate File No. 18, as printed in the Senate Journal February 21st, by inserting after the word "State" last appearing in the sixth line of Section Five (5) the words "except that."

Amendment adopted.

Lister of Grundy moved to amend Senate File No. 18, as printed in the Senate Journal of March 16th, by changing the period after the word and figures "one hundred dollars (\$100)" in Section Five (5) to a comma (,) and to insert the words "in lieu of such inspection fee."

Amendment adopted.

Speaker Kendall in the chair.

Lister of Grundy moved that the rule be suspended, that the

bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kull, Lee, Lister, McAllister, Maben, Mann, Mercer, Meredith, Moore, Morris, Nix, Paul, Pierce, Reaney, Schroeder, Schulte, Shaffer, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—77.

The nays were:

Balluff, Kendall, Lowrey, McDonald, Miller of Bremer, Miller of Dubuque, Offill, Price, Schoenenberger, Swift, Wolfe—11.

Absent or not voting:

Baird Bonwell, Calkins, Cassady, Cottrell, Dow, Feay, Felt, Fox, Hume, Kellogg, Koontz, McElrath, Marston, Mason, Offill, Reitz, Ritter, Sheldon, Sidey, Springer—21.

So the bill passed.

Lister of Grundy moved to amend the title to Senate substitute for Senate File No. 18 by striking out the word "regulating" in the first line thereof and inserting in lieu thereof the words "to prevent fraud in." Also by changing the semicolon after the word "manufactured" in the third line thereof to a comma, and inserting after said comma the following words: "and to regulate the sale thereof."

Amendment adopted, and title, as amended, agreed to.

On motion of Inman of Floyd, House File No. 437, a bill for an act to repeal Section Four Hundred and Sixteen (416) of the Code, relating to the division of a county by townships into supervisor districts, changing the time of such division from the regular meeting in June to the regular meeting in January, with report of committee recommending passage, was taken up and considered.

Inman of Floyd moved to amend House File No. 437 by striking out the word "each" in line five of the printed bill and to insert the word "such" in lieu thereof; by striking out the catch words "Supervisor Districts" in line three of the printed bill.

Amendments adopted.

Mr. Inman moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dye of Decatur, Earle, Feely, Felt, Fenn, Flugum, Fox, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Lister, Lowrey, McAllister, McElrath, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Calkins, Cassady, Conn, Dow, Drury, Dunn, Dye of Pottawattamie, Elliott, Feay, Geneva, Greenwood, Hanna, Kull, Lee, McDonald, Maben, Mann, Marston, Moore, Offill, Schroeder, Sheldon, Sidey, Stoltenberg, Wolfe—25.

So the bill passed and the title was agreed to.

On motion of Hackler of Webster, Senate File No. 231, a bill for an act to amend Section Thirty-eight Hundred and Fifty-three (3853) of the Code, relating to the recovery of costs by the successful against the losing party, with report of committee recommending passage, was taken up and considered.

Mr. Hackler moved that the rule be suspended and that the bill

be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Brandes, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Felt, Fenn, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Kull, Lee, McDonald, McElrath, Mann, Mason, Mercer, Meredith, Moore, Morris, Nix, Ofill, Paul, Pierce, Schoenenberger, Schulte, Shaffer, Smith, Sparks, Springer, Stewart, Sullivan, Swan, Swift, Teter, Van Houten, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—74.

The nays were:

Harvey, Price, Schroeder—3.

Absent or not voting:

Balluff, Beery, Blackmore, Bonwell, Calkins, Cassady, Conn, Dow, Elliott, Feay, Flugum, Fox, Heles, Jones, Koontz, Lister, Lowrey, McAllister, Maben, Marston, Miller of Bremer, Miller of Dubuque, Reaney, Reitz, Ritter, Sheldon, Sidey, Stillman, Stoltenberg, Webster, White—31.

So the bill passed and the title was agreed to.

On motion of Anderson of Hamilton, Senate File No. 74, a bill for an act limiting the indebtedness of state and savings banks and repealing Section Eighteen Hundred and Fifty-five (1855) of the Code, with report of committee recommending passage, was taken up and considered.

Mr. Anderson moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bergeson, Bixby,

Brandes, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawttamie, Earle, Elliott, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McElrath, Maben, Mann, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reitz, Ritter, Schroeder, Schulte, Shaffer, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Youde—77.

The nays were :

Cottrell, McDonald, Teter, Wolfe, Mr. Speaker—5.

Absent or not voting :

Balluff, Bauman, Beery, Blackmore, Bonwell, Calkins, Cassady, Clarke, Dow, Feay, Feely, Fox, Geneva, Hanna, Jones, McAllister, Marston, Meredith, Miller of Bremer, Price, Reaney, Schoenenberger, Sheldon, Sidey, Sparks, Wilson—26.

So the bill passed and the title was agreed to.

On motion of Weeks of Guthrie, Senate File No. 343, a bill for an act to legalize the ordinances and amendments passed by the town council of Nodaway, Iowa, acting as such officials, with report of committee recommending passage, was taken up and considered.

Mr. Weeks moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Bascom, Bauman, Bixby, Brandes, Calkins, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reitz, Ritter, Schoenenberger, Schulte, Shaffer,

Smith, Springer, Stewart, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—81.

The nays were :

None.

Absent or not voting :

Baird, Balluff, Beery, Blackmore, Bonwell, Cassady, Clary, Dow, Feay, Flugum, Fox, Holmes, Jones, Koontz, Lee, Maben, Marston, Miller of Bremer, Nix, Reaney, Schroeder, Sheldon, Sidey, Sparks, Stillman, Stoltenberg, White—27.

So the bill passed and the title was agreed to.

On motion of Schoenenberger of Madison, Senate File No. 274, a bill for an act to legalize the plat of W. O. Lee's addition to Macksburg, Iowa, with report of committee recommending passage, was taken up and considered.

Mr. Schoenenberger moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Arney, Baird, Balluff, Bascom, Bauman, Bixby, Brandes, Clarke, Clary, Conn, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—87.

The nays were :

None.

**Absent or not voting:**

Anderson, Beery, Bergeson, Blackmore, Bonwell, Calkins, Casady, Corrie, Cottrell, Dow, Feay, Belt, Flugum, Fox, Jones, Marston, Miller of Bremer, Reaney, Sidey, Stoltenberg, Wolfe—21.

So the bill passed and the title was agreed to.

Van Houten of Taylor moved that unanimous consent be given Balluff of Scott to withdraw House File No. 443 from the Committee on Insurance and from further consideration of the House.

Motion prevailed, and House File No. 443 was withdrawn.

Unanimous consent having been given, Dye of Pottawattamie withdrew House File No. 374 from the further consideration of the House.

Unanimous consent having been given, Sullivan of Polk withdrew House File No. 256 from the Committee on Claims and the further consideration of the House.

Unanimous consent having been given, Harding of Woodbury withdrew House File No. 452 from the Committee on Municipal Corporation and the further consideration of the House.

Unanimous consent having been given, Darrah of Lucas withdrew House File No. 346 from the Committee on Roads and Highways and the further consideration of the House.

Speaker Kendall announced that as Speaker of the House, in the presence of the House, he had signed House Files No. 251, 282, 324 and 453.

Anderson of Hamilton moved that House File No. 108 be recalled from the Senate.

Motion prevailed, and House File No. 108 was ordered recalled.

Teter of Marion moved that House File No. 467 be withdrawn from the Committee on Ways and Means and referred to the Committee on Roads and Highways.

Motion prevailed, and House File No. 467 was so referred.

On motion of Kull of Howard the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

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HALL OF THE HOUSE OF REPRESENTATIVES.  
DES MOINES, IOWA, MARCH 29, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by Rev. R. C. F. Chambers of Avoca.

Journal of Thursday, March 28, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Miller of Dubuque presented petition of supervisors, citizens, and residents of Dubuque county relative to House File No. 438.

Referred to Committee on Judiciary.

Miller of Dubuque presented petition of judges of the district court and attorneys of Dubuque county relative to House File No. 438.

Referred to Committee on Judiciary.

Heles of Dubuque presented petition of supervisors, citizens, and residents of Dubuque county relative to House File No. 438.

Referred to Committee on Judiciary.

Van Houten of Taylor presented petition of attorneys, citizens and residents of Taylor county relative to House File No. 438.

Referred to Committee on Judiciary.

## LEAVE OF ABSENCE GRANTED.

On request of Drury of Sac, leave of absence was granted Doran of Boone until recovery.

On request of Baird of Iowa, leave of absence was granted Schroeder of Crawford until Monday.

## REPORTS OF COMMITTEES.

Teter of Marion, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 367, a bill for an act to amend Section Thirteen Hundred and Three (1303) of the Code as amended, relative to the assessment of taxes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

L. D. TETER,  
*Chairman.*

Adopted.

Hume of Mitchell, from the Committee on Compensation of Public Officers, submitted the following reports:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred House File No. 393, a bill for an act to amend Section Two Thousand Seven Hundred and Twenty-seven-c (2727-c) of the Supplement to the Code, relating to the compensation of the superintendent of the Institution for Feeble Minded Children at Glenwood, beg leave to report 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.

T. H. HUME,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 198, a bill for an act to amend Section One (1), Chapter Twenty-one (21) of the acts of the Thirtieth General Assembly, relating to the compensation of County Recorders, beg leave to report 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 following words in line four of Section One (1): "Fourteen Hundred Dollars (\$1,400.00)," and insert in lieu thereof the following: "Twelve Hundred Dollars (\$1,200.00)," and when so amended that the bill do pass.

T. H. HUME,  
*Chairman.*

Adopted.

Also.

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 325, a bill for an act to amend Section Five Hundred and Forty-three (543) 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.

T. H. HUME,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Lowrey of Calhoun, from the Committee on Banks and Banking, submitted the following reports:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred Senate File No. 76, a bill for an act to repeal Sections Eighteen Hundred and Seventy-two (1872) and Eighteen Hundred Seventy-three (1873) of the Code, relating to quarterly statements of state and savings banks and examinations by the Auditor of State and providing substitutes therefor, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

J. H. LOWREY,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House File No. 430, a bill for an act to amend Section Eighteen Hundred and Seventy-three (1873) of the Code, relating to the examination of state and savings banks, beg leave to report 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.

J. H. LOWREY,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 212, a bill for an act to provide for the government of certain cities, and the adoption thereof by special election, additional to Title V (5) of the Code.

Also:

Senate File No. 111, a bill for an act relating to the organization and officers of cities and towns, amending Chapters Two (2) and Nine (9),

Title V (5), of the Code, and of the law as it appears in the Supplement to the Code, and providing for the appointment of a board of public works and defining its duty, and providing a penalty for the violation of the provisions of this act.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Reitz of Lee, House File No. 478, a bill for an act to amend Section Two Thousand Four Hundred and Forty-eight (2448) of the Code, relating to the sale of intoxicating liquors.

Read first and second time and referred to Committee on Suppression of Intemperance.

By Committee on Railroads and Commerce, House File No. 479, a bill for an act to authorize and require street railways and interurban railroads to permit interurban railroads to use their tracks and terminal facilities and to furnish power to interurban railroads in cities, and providing for fixing the compensation therefor, and authorizing street railways to furnish power to interurban railroads.

#### HOUSE FILE NO. 479.

A BILL for an act to authorize and require street railways, and interurban railroads operating street railways, to permit interurban railroads to use their tracks and terminal facilities and to furnish power to interurban railroads in cities, and providing for fixing the compensation therefor, and authorizing street railways to furnish power to interurban railroads.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That all persons, firms or corporations now or hereafter owning or operating electric street railways in any city (including cities organized under special charters) or town of this State, are hereby authorized and required to permit the use for interurban business only but not for local street railway business, of such of their terminals, tracks, poles and wires as are located in the streets, alleys and public places of said cities and towns, and such portions of their tracks, poles and wires as may cross property owned by said street railway companies in such cities and towns, by the passenger and combination baggage cars of interurban railway companies, for the transportation of passengers, mail, express and baggage; and said street railways shall furnish to said interurban railways, electric power for the operation of their cars and the transaction of their said business in said cities and towns, as to said

tracks so furnished; but said street railways shall not be required to furnish electric power except during such hours as their street railway cars may be in operation; nor shall they be required to furnish such power where they have not power houses and machinery sufficient therefor; and they shall have the preference in the use of their own tracks and power so that their own cars shall not be delayed in transit; nor shall they be required to furnish car houses or car barns or access thereto.

Said interurban railway shall pay a reasonable compensation for the privileges and power that may be furnished them as above mentioned under this act. If an agreement for the use of the facilities so furnished and the compensation for the same cannot be made between the interested parties, the question as to the amount of such compensation and the conditions under which said facilities shall be furnished, used and operated, shall be heard and determined by the Board of Railroad Commissioners of the State of Iowa, on petition to the said board by either party to the controversy, ten days' notice in writing of such petition being served upon the opposite party; and any order entered by said Board of Railroad Commissioners, or court upon appeal, shall be subject to modification or review from time to time, upon notice being given as herein provided.

SEC. 2. Each party to the proceeding shall have the right to appeal to the District Court of the county where the street railway in question is located, from any order made by the Board of Railroad Commissioners under this act, which appeal shall be taken within twenty days from the date of the order appealed from, and shall be perfected by serving a notice of appeal upon the other parties to such proceeding and filing the same with the Secretary of the Board of Railroad Commissioners, and by filing within twenty days from the date of such order, a petition in the said District Court, stating the facts and asking the court to determine the matter in controversy.

The Board of Railroad Commissioners shall, when such notice of appeal is filed with its Secretary, forthwith certify to said District Court a transcript of the papers and proceedings before said board, and its order thereon.

The court, or a judge thereof, if the petition is filed in vacation, shall thereupon appoint a commissioner to examine into the necessity of such proceeding, and report the facts and his recommendation in such time as the court or judge may direct, and as soon as possible thereafter the court or judge shall appoint a time and place for the hearing of such petition. The proceedings shall be in equity and subject to all the rules of equity practice, except that the court shall require the issues to be made up at the first term after the petition is filed and give the proceeding precedence over other civil business and try the same thereat, if possible. The action shall be triable de novo upon said appeal, except that the question of compensation for the tracks, poles, wires, terminals and power to be furnished shall first be tried to a jury in the same manner and with the same effect as jury trials in ordinary proceedings, and the jury shall assess, separately, compensation for power to be furnished, on such basis as the court shall direct. No such appeal shall suspend the order appealed from if the interurban railway company on

whose behalf said order is made shall file such bond for the payment of damages and costs as the District Court to which such appeal is taken, or a judge thereof, may order and require. In all cases, payment of the compensation awarded shall be made or secured to be made as the Board of Railroad Commissioners or court may order and require before the interurban company desiring the use of the same shall be entitled thereto.

SEC. 3. Street railroad companies desiring so to do shall be authorized to furnish to interurban railway companies, power for the operation of the cars of interurban railway companies outside of cities and towns, but no street railroad company shall be required to furnish such power.

SEC. 4. This act shall apply to those portions of the terminals, tracks, poles and wires of interurban railway companies which are located in the streets, alleys and public places of cities and towns and which are used by such companies for the transaction of a local street railway business; and where an interurban railway company has heretofore built tracks in a city or town used for street railway purposes it may acquire the use of such tracks, poles and wires as may be necessary to complete a terminal loop for the cars operated on such tracks and for the use of its interurban cars only, under the provisions of this act.

SEC. 5. All acts and parts of acts in conflict herewith are hereby repealed.

SEC. 6. The provisions of this act shall not affect any pending litigation.

SEC. 7. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and Des Moines Capital, newspapers published in Des Moines, Iowa.

Read first and second time and passed on file.

By Ritter of Des Moines (by request), House File No. 480, a bill for an act to amend Section Two Thousand Four Hundred and Forty-eight (2448) of the Code, relating to the sale of intoxicating liquors.

Read first and second time and referred to Committee on Suppression of Intemperance.

SENATE MESSAGE CONSIDERED.

Senate substitute for House File No. 65, a bill for an act to safeguard the traveling public and employes upon railroads by limiting the hours of service of employes thereon, additional to Chapter Five (5), Title Ten (10) of the Code.

Read first and second time and passed on file.

## CONSIDERATION OF BILLS.

On motion of Hanson of Humblodt, House File No. 464, a bill for an act to legalize the plat and dedication of the College addition (commonly known as First College addition), the Second College addition, Lathrop's addition and Johnston's addition to the incorporated town of Humboldt (formerly Springvale), Humboldt county, Iowa, with report of committee recommending passage, was taken up and considered.

Mr. Hanson moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jones, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Balluff, Calkins, Corrie, Doran, Dow, Fox, Hackler, Hanna, Holmes, Jewell, Kelley, Kellogg, Miller of Bremer, Ritter, Schroeder, Sheldon, Sparks, Stillman, Stoltenberg, White, Wolfe—21.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, Senate File No. 20, a bill for an act to repeal Chapter Five (5) of Title Ten 10) of the Code, and enact a substitute therefor, was taken up and considered.

McAllister of Linn moved to amend Senate File No. 20, as printed in the Journal, by striking out the words "dwelling houses, barns, farm buildings and their contents" in line four of Section Nine (9), and to insert in lieu thereof the words "farm and dwelling property, churches, and school houses."

Amendment adopted.

McAllister of Linn moved to amend Senate File No. 20, as printed in the Journal, by inserting between the words "association" and "are" in line one of Section Eleven (11) the words "required to maintain a reinsurance reserve."

Amendment adopted.

Conn of Butler moved to amend Senate File No. 20, as printed in the Journal, by changing the punctuation mark after the first word "associations" in line eleven of Section One (1) to a comma (,) and by adding thereto the words "authorized to transact business in this State."

Amendment adopted.

Jones of Montgomery moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kendall, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—89.

The nays were:

Paul—1.

Absent or not voting :

Calkins, Doran, Dow, Earle, Hackler, Hanna, Holmes, Kelley, Kellogg, Koontz, Lowrey, Miller of Bremer, Moore, Nix, Offill, Schroeder, Sheldon, Sparks—18.

So the bill passed and the title was agreed to.

Springer of Buchanan moved that the Senate File No. 340 be substituted for House File No. 454.

Motion prevailed.

On motion of Springer of Buchanan, Senate File No. 340, a bill for an act amending Section Two Thousand and Fifty-one (2051) of the Code, relating to the conditional sale or lease of railroad or street railway equipment or rolling stock, so as to provide for the conditional sale or lease of power house and electrical equipment of interurban or street railways or of electric light and power companies or of steam heating companies, was taken up and considered.

Mr. Springer moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Corrie, Darrah, DeMar, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Heles, Hickey, Hume, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—86.

The nays were:

None.

Absent or not voting :

Bixby, Calkins, Conn, Cottrell, Doran, Dow, Earle, Harding,

Harvey, Holmes, Kelley, Kellogg, Lowrey, Meredith, Miller of Bremer, Offill, Schroeder, Sheldon, Sparks, Swan, White, Wolfe—22.

So the bill passed and the title was agreed to.

Stoltenberg of Scott moved that Senate File No. 73 be substituted for House File No. 112.

Motion prevailed.

On motion of Stoltenberg of Scott, Senate File No. 73, a bill for an act to pay sundry persons named in this bill for material and labor furnished by them in the erection of the Medical Hospital of the Iowa State University, erected in Eighteen Hundred and Ninety-seven (1897), was taken up and considered.

Mr. Stoltenberg moved that the rule be suspended and that bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Flugum, Fox, Greenwood, Grier, Haekler, Hambleton, Hanna, Hanson, Harding, Harvey, Hume, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—86.

The nays were:

Bauman, Feay, Hickey—3.

Absent or not voting:

Calkins, Corrie, Doran, Dow, Dunn, Earle, Fenn, Geneva, Heles, Holmes, Kelley, Kellogg, Lee, Lister, Meredith, Miller of Bremer, Schroeder, Sheldon, Sparks—19.

So the bill passed and the title was agreed to.

On motion of Lee of Emmet, House File No. 460, a bill for an act providing for the manner of reporting telephone exchanges not connected by intervening lines, with report of committee recommending passage, was taken up and considered.

Mr. Lee moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—86.

The nays were:

Hanna—1.

Absent or not voting:

Balluff, Blackmore, Calkins, Cottrell, Dewell, Dodds, Doran, Dow, Drury, Earle, Felt, Geneva, Heles, Kellogg, Koontz, Lowrey, Mason, Moore, Nix, Schroeder, Wolfe—21.

So the bill passed and the title was agreed to.

On motion of Springer of Buchanan, House File No. 463, a bill for an act to amend Section Thirty-five Hundred and Forty (3540) of the Code, relating to the publication of original notices in actions against unknown defendants, with report of committee recommending passage, was taken up and considered.

Mr. Springer moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—95.

The nays were:

None.

Absent or not voting:

Calkins, Doran, Dow, Elliott, Feely, Felt, Greenwood, Kelley, Lee, Lowrey, Schroeder, Sparks, Stillman—13.

So the bill passed and the title was agreed to.

On motion of Meredith of Cass, House File No. 435, a bill for an act defining, regulating and conferring rights and powers upon automobile railways, additional to Chapter Four (4), Title Ten (10) of the Code, with report of committee recommending passage, was taken up and considered.

Mr. Meredith moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Cottrell, Darrah, DeMar, Dodds, Drury, Dunn, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman,

Jewell, Jones, Kendall, Lee, McAllister, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Nix, Ofill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Shaffer, Sidey, Smith, Stewart, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—70.

The nays were:

Balluff, Corrie, Dewell, Dye of Decatur, Feely, Harding, Lister, McDonald, Maben, Price, Schulte, Springer—12.

Absent or not voting:

Arney, Bergeson, Calkins, Clary, Conn, Doran, Dow, Geneva, Hanna, Kelley, Kellogg, Koontz, Kull, Lowrey, McElrath, Miller of Bremer, Moore, Morris, Reitz, Schroeder, Sheldon, Sparks, Stillman, Stoltenberg, White, Wolfe—26.

So the bill passed and the title was agreed to.

On motion of McAllister of Linn, House File No. 433, a bill for an act to repeal Section Ten Hundred and Ninety-one (1091) of the Code, relating to polling places and their location, and enacting in lieu thereof the following, with report of committee recommending passage, was taken up and considered.

Clarke of Jefferson moved to amend House File No. 433 by striking out the words "but within the township in which the city in whole or in part is situated," in lines three and four of the printed bill.

Amendment lost.

Lee of Emmet moved to amend House File No. 433 by striking out the words "within or without the territory of said voting precinct" in line six of the printed bill.

Roll call demanded by Lee of Emmet.

On the question, "Shall the amendment be adopted?"

The yeas were:

Anderson, Bascom, Bixby, Brandes, Dewell, Flugum, Geneva, Hume, Jewell, Lee, McDonald, Maben, Morris, Pierce, White, Youde—16.

The nays were:

Arney, Baird, Balluff, Bauman, Beery, Bergeson, Blackmore, Bonwell, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Dunn, Dye of Decatur, Earle, Feay, Feely, Felt, Fenn, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Harding, Harvey, Heles, Hickey, Inman, Kendall, Kull, Lister, McAllister, McElrath, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Offill, Paul, Price, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Swan, Teter, Van Houten, Webster, Weeks, Welden, Mr. Speaker—66.

Absent or not voting:

Allred, Calkins, Cassady, Clarke, Clary, Doran, Dow, Drury, Dye of Pottawattamie, Elliott, Hanson, Holmes, Jones, Kelley, Kellogg, Koontz, Lowrey, Reaney, Schroeder, Springer, Stillman, Stoltzenberg, Sullivan, Swift, Wilson, Wolfe—26.

So the amendment was lost.

Teter of Marion moved that further consideration of House File No. 433 be deferred until 1:30 o'clock this afternoon.

Motion prevailed.

Van Houten of Taylor moved that consideration of Senate File No. 84 be made a special order for 1:45 o'clock this afternoon.

Roll call demanded.

On the question, "Shall the consideration of Senate File No. 84 be made a special order for 1:45 o'clock this afternoon?"

The yeas were:

Allred, Anderson, Balluff, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Flugum, Fox, Geneva, Grier, Hambleton, Hanna, Harding, Holmes, Inman, Jewell, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, Marston, Mason, Meredith, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schulte, Sheldon, Sidey, Smith, Springer, Stewart, Stoltenberg, Sullivan, Swift, Van Houten, Weeks, White, Wilson, Youde—61.

The nays were:

Arney, Baird, Bascom, Bauman, Bergeson, Clarke, Conn, Cor-

rie, Cottrell, Darrah, DeMar, Dodds, Drury, Hackler, Hanson, Harvey, Heles, Hickey, Hume, Jones, Kellogg, McAllister, McDonald, Maben, Mann, Mercer, Miller of Dubuque, Shaffer, Swan, Teter, Webster, Welden, Mr. Speaker—33.

Absent or not voting:

Calkins, Clary, Doran, Dow, Feay, Fenn, Greenwood, Lee, McElrath, Miller of Bremer, Reitz, Schroeder, Sparks, Stillman—14.

So the motion was lost.

On motion of Pierce of Buena Vista, House File No. 450, a bill for an act to provide for the submission of bills proposing laws and joint resolutions, proposing amendments to the Constitution of the State of Iowa or of the Constitution of the United States, to the voters of the State at primary elections, and defining the duties of the Executive Council, the Secretary of State, County Auditor, election boards and county boards of canvassers therewith, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Mr. Pierce moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Arney, Baird, Bascom, Bauman, Bergeson, Clarke, Darrah, DeMar, Drury, Dye of Decatur, Feay, Grier, Hambleton, Hanson, Harding, Hickey, Holmes, Inman, Jewell, Kendall, Koontz, Kull, McDonald, McElrath, Marston, Meredith, Miller of Dubuque, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Sidey, Sparks, Stewart, Stillman, Sullivan, Swift, Teter, White, Youde, Mr. Speaker—44.

The nays were:

Beery, Bixby, Brandes, Cassady, Corrie, Dewell, Dunn, Dye of Pottawattamie, Earle, Feely, Fox, Greenwood, Hackler, Hanna, Harvey, Hume, Jones, Kelley, Lowrey, McAllister, Maben, Mann, Mason, Mercer, Moore, Morris, Nix, Ofill, Schulte, Shaffer, Smith, Swan, Weeks, Welden—34.

Absent or not voting:

Allred, Anderson, Balluff, Blackmore, Bonwell, Calkins, Clary,

Conn, Cottrell, Dodds, Doran, Dow, Elliott, Felt, Fenn, Flugum, Geneva, Heles, Kellogg, Lee, Lister, Miller of Bremer, Schroeder, Sheldon, Springer, Stoltenberg, Van Houten, Webster, Wilson, Wolfe—30.

The bill having failed to receive a constitutional majority was declared lost.

Unanimous consent having been given, Wolfe of Clinton withdrew House File No. 89 from the further consideration of the House.

Unanimous consent having been given, Clary of Chickasaw withdrew House File No. 33 from the Committee on Insurance and the further consideration of the House.

Speaker Kendall announced that as Speaker of the House, in the presence of the House, he had signed Senate Files No. 111, 212.

#### MOTION TO RECONSIDER.

The following motion to reconsider was filed:

MR. SPEAKER—I move that the vote by which the House failed to concur in the Senate amendments to House File No. 130 be reconsidered.

I second the motion.

H. L. PIERCE.

CLINT L. PRICE.

On motion of Drury of Sac, the House adjourned until 1:15 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

On request of Van Houten of Taylor, leave of absence was granted Dow of Franklin until recovery.

#### REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 326, a bill for an act to legalize certain ordinances and amendments to the ordinances passed by the city council of Tama, Tama county, Iowa, and to legalize all the official acts of the city officials of Tama, Tama county, Iowa, acting as such under said ordinances and amendments, beg leave to report that they have had the same under con-

sideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Jones of Montgomery, from the Committee on Appropriations, submitted the following reports:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 315, a bill for an act to provide for agricultural extension work and for a correspondence school of agriculture by the Iowa State College of Agriculture and Mechanic Arts, and making appropriations therefor, 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 amended by striking out the catch words in each section of the bill.

Also that the word "last" in the third line of Section One (1) of the printed bill, be stricken out and the word "Thirty-first" be inserted in lieu thereof.

Also that the word "the" preceding the word "mechanic" in the title of the bill be stricken out.

Also that the words and figures "Twenty Thousand (20,000)" in line four of Section Three (3) of the printed bill be stricken out and the words and figures "Ten Thousand (10,000)" be inserted in lieu thereof.

And when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred substitute for Senate File No. 252, a bill for an act to reimburse the widow and heirs of the late J. W. Cliff for expenses incurred by him in his contest for the office of Secretary of the Senate of the Twenty-fourth 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.

F. F. JONES,  
*Chairman.*

Adopted.

Sullivan of Polk, from the Committee on Municipal Corporations, submitted the following reports:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate File No. 312, a bill for an act authorizing cities and towns, including cities under special charter, to provide for the collection and disposal of garbage, and for the payment for such service, beg leave to report 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.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 468, a bill for an act authorizing cities having a population of sixty thousand (60,000) or over to erect a city hall, to purchase the necessary ground therefor, and to levy a special tax for the purpose of paying for the same, and repealing Chapter Twenty-seven (27) of the laws of the Thirtieth 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 amended by striking out of Section One (1) in the first and second lines thereof, after the word "cities" the following: "having a population of sixty thousand (60,000) or over," and inserting in lieu thereof "of the first class and cities under special charter," and when so amended that the bill do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate File No. 347, a bill for an act granting to cities and towns power to regulate, define, tax, license and prohibit public dance halls, skating rinks, fortune tellers, palmists and clairvoyants, and to license and regulate the construction of bill boards, and to tax owners or persons maintaining 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 do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred House File No. 418, a bill for an act authorizing cities and towns, including cities under special charter, to provide for the collection and disposal of garbage, and for the payment for such service, beg leave to report 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.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

## MESSAGES FROM THE SENATE.

The following messages were 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. 47, a bill for an act to amend the law as it appears in Chapter Eighty-eight (88), laws of the Thirtieth General Assembly, relating to compensation of Deputy and Assistant Dairy Commissioners.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 266, a bill for an act to repeal Section Twenty-five Hundred and Seventy-eight (2578) of the Code, and to enact a substitute therefor, relating to the revocation of physicians' certificates.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 49, a bill for an act providing for a uniform policy to be used by all fire insurance companies doing business in the State of Iowa.

GEO. A. NEWMAN,  
*Secretary.*

## CONSIDERATION OF BILLS.

On motion of Beery of Henry, House File No. 469, a bill for an act authorizing the State Board of Control of the State of Iowa to grant the right of way for an interurban or other railway over and across the land of the Iowa State Hospital for Insane at Mt. Pleasant, Henry county, State of Iowa, and to fix terms and conditions thereof, was taken up and considered.

Mr. Beery moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady,

Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Harding, Harvey, Hanson, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenberger, Schulte, Shaffer, Sheldon, Springer, Stewart, Stillman, Swift, Teter, Van Houten, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—89.

The nays were :

None.

Absent or not voting :

Calkins, Dow, Dunn, Kellogg, Koontz, Lister, Maben, Meredith, Miller of Bremer, Offill, Schroeder, Sidey, Smith, Sparks, Stoltenberg, Sullivan, Swan, Webster, Weeks—19.

So the bill passed and the title was agreed to.

The hour of 1:30 o'clock having arrived, the House resumed the further consideration of House File No. 433.

McAllister of Linn moved to amend House File No. 433 by striking from the sixth line of the printed bill the words "within or without the territory of said voting precinct," and by adding immediately after the period at the end of said file the following:

And in precincts surrounding another precinct or precincts, in whole or in part, polling places may be established within or without the territory of said precincts; provided, however, that such polling places shall not be outside the geographical limits of said surrounding or surrounded precincts.

Amendments adopted.

Mr. McAllister moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Arney, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Conn, Corrie, Cottrell, Dar-

rah, DeMar, Dewell, Dodds, Doran, Dye of Decatur, Feay, Feely, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Jones, Kelley, Kendall, McAllister, McElrath, Mann, Marston, Mercer, Meredith, Miller of Dubuque, Moore, Nix, Paul, Pierce, Price, Reaney, Schoenenberger, Shaffer, Smith, Stewart, Sullivan, Swan, Teter, Welden, Wolfe, Mr. Speaker—58.

The nays were:

Baird, Balluff, Bascom, Clary, Drury, Dye of Pottawttamie, Earle, Elliott, Felt, Flugum, Geneva, Harding, Jewell, Kull, McDonald, Maben, Ritter, Schulte, Sidey, Smith, Stillman, Stoltenberg—22.

Absent or not voting:

Calkins, Dow, Dunn, Fenn, Heles, Hume, Inman, Kellogg, Koontz, Lee, Lister, Lowrey, Mason, Miller of Bremer, Morris, Ofill, Reitz, Schroeder, Sheldon, Springer, Swift, Van Houten, Webster, Weeks, White, Wilson, Youde—27.

So the bill passed and the title was agreed to.

On motion of Feely of Black Hawk, House File No. 474, a bill for an act to amend Section Five Thousand and Sixty-two (5062) of the Code, relative to penalty for combinations, pools and trusts, was taken up and considered.

Feely of Black Hawk moved to amend House File No. 474 by inserting after the figures “(5062)” and before the word “be” in line one of Section One (1) of the printed bill the words “of the Code.”

Amendment adopted.

Feely of Black Hawk moved to amend House File No. 474 by adding the following:

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa.

Amendment adopted.

Feely of Black Hawk moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, “Shall the bill pass?”

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Marston, Mason, Mercer Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten Webster, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—90.

The nays were :

None.

Absent or not voting :

Calkins, Dewell, Dow, Drury, Geneva, Harvey, Holmes, Kellogg, Koontz, Mann, Miller of Bremer, Offill, Schroeder, Sheldon, Sparks, Springer, Stoltenberg, Weeks—18.

So the bill passed and the title was agreed to.

On motion of Darrah of Lucas, House File No. 477, a bill for an act to provide for the publication of candidates' expenses, and for the prosecution of corrupt practices in political campaigns, and providing a penalty therefor, was taken up and considered.

Kull of Howard moved to amend House File No. 477, as printed in the Journal, by striking out the word "cigars" in line four of Section One (1).

Amendment lost.

Speaker Pro Tempore Hambleton in the chair.

Teter of Marion moved to amend House File No. 477 by striking out all after the enacting clause and to insert in lieu thereof the following substitute amendment :

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 477.

SECTION 1. That Chapter Eight (8) of Title Twenty-four (24) of the Code be and the same is hereby amended by the addition of the following sections thereto :

SEC. 2. Every candidate for any office to be voted for at any caucus, primary or general election, by any electors within this State, shall, within ten days after such caucus, primary or general election, file with the Auditor of the county of the residence of such candidate, a verified statement of account of his campaign expenses, including all expenditures by, for, or on behalf of such candidate, up to and including the day of such caucus, primary or general election, which statement of account shall include the assessment of any person, committee or organization in charge of the campaign of such candidate.

SEC. 3. The chairman and secretary of any political party, caucus, convention, primary or general election, nominating or electing delegates or candidates to represent that party at any state, district, county, township or municipal election, or any committeeman or other officer of any political organization of any political party, nominating or electing delegates to any nominating convention, or candidates for any state, district, county, township or municipal office, who shall receive or accept from any person, firm, company or corporation, candidate or official, any moneys, funds, accounts, or other things of value, for campaign or election purposes, shall, within ten days after each general, or special, state, district, county, township or municipal election, caucus, convention or primary election, file with the County Auditor of the county of his residence a verified statement of all such moneys, funds, accounts or other things of value received, and from what source, and all amounts expended and for what purpose and how applied, and the amounts or balance remaining on hand.

SEC. 4. Any person failing to file the statement required by any of the provisions of the two preceding sections shall be deemed guilty of a misdemeanor.

Paul of Jones moved that the further consideration of House File No. 477 and substitute amendment be made a special order at 10 o'clock tomorrow morning.

Motion prevailed.

Speaker Kendall in the chair.

On motion of Brandes of Pottawattamie, House File No. 42, a bill for an act to provide for the times of holding regular meetings of the board of supervisors, and repealing Section Four Hundred and Twelve (412) of the Code, with report of conference committee recommending passage as amended by substitute, was taken up, considered, and the conference committee substitute amendment adopted.

Mr. Brandes moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Springer, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Youde, Mr. Speaker  
--90.

The nays were:

None.

Absent or not voting:

Blackmore, Calkins, Clary, Dow, Holmes, Inman, Lee, Lister, Marston, Miller of Bremer, Nix, Ofill, Schroeder, Smith, Sparks, Stillman, Weeks, Wolfe—18.

So the bill passed and the title was agreed to.

On motion of Feely of Black Hawk, House File No. 100, a bill for an act making appropriations for the State Normal School, with report of committee recommending passage, was taken up and considered.

Mr. Feely moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Corrie, Darrah, DeMar, Dodds, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, Maben,

Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Welden, White, Wilson, Youde, Mr. Speaker—87.

The yeas were:

None.

Absent or not voting:

Beery, Calkins, Conn, Cottrell, Dewell, Doran, Dow, Drury, Earle, Feay, Geneva, Hume, Inman, Lee, McElrath, Schroeder, Sparks, Stillman, Webster, Weeks, Wolfe—21.

So the bill passed and the title was agreed to.

On motion of Hackler of Webster, House File No. 61, a bill for an act relating to liability of corporations operating railways, and repealing a law which appears as Section Twenty Hundred and Seventy-one (2071) of the Code, and Twenty Hundred and Seventy-one (2071) of the Code Supplement, and enacting a substitute therefor, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendments adopted.

Mr. Hackler moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Blackmore, Bonwell, Brandes, Conn, Corrie, Cottrell, Doran, Drury, Dunn, Dye of Decatur, Feay, Feely, Flugum, Fox, Grier, Hackler, Hanson, Harding, Harvey, Hickey, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Lee, Lowrey, McDonald, Maben, Marston, Mason, Mercer, Miller of Dubuque, Moore, Nix, Paul, Pierce, Reitz, Schoenenberger, Schulte, Shaffer, Sidey, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, White, Wilson, Mr. Speaker—61.

The nays were:

Clarke, Clary, DeMar, Dewell, Dodds, Dye of Pottawattamie,

Earle, Elliott, Fenn, Geneva, Hambleton, Heles, Jones, Kull, McAllister, Mann, Meredith, Offill, Price, Reaney, Sheldon, Smith, Sparks, Springer, Webster, Welden, Youde—27.

Absent or not voting:

Balluff, Bixby, Calkins, Cassady, Darrah, Dow, Felt, Greenwood, Hanna, Holmes, Koontz, Lister, McElrath, Miller of Bremer, Morris, Ritter, Schroeder, Stillman, Weeks, Wolfe—20.

So the bill passed and the title was agreed to.

On motion of Moore of Linn, House File No. 470, a bill for an act to legalize the incorporation of the town of Prairieburg, Linn county, Iowa, the election of its officers, and all acts done and ordinances passed by the town council of said town, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Mr. Moore moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Berge-son, Bixby, Blackmore, Bonwell, Cassady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dunn, Dye of Decatur, Dye of Pottawttamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, McAllister, McDonald, Maben, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Welden, White, Wilson, Youde, Mr. Speaker—83.

The nays were:

Balluff, Harding, Kellogg, Paul, Price, Webster—6.

Absent or not voting:

Brandes, Calkins, Cottrell, Dow, Drury, Holmes, Koontz, Lister, Lowrey, McElrath, Mann, Marston, Miller of Bremer, Schroeder, Sheldon, Sparks, Stillman, Weeks, Wolfe—19.

So the bill passed and the title was agreed to.

On motion of Swan of Appanoose, House File No. 473, a bill for an act to legalize the annexation of certain territory to the city of Centerville, Appanoose county, Iowa, and the election of officers of said city as enlarged, with report of committee recommending passage, was taken up and considered.

Mr. Swan moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Kull, Lee, McAllister, McDonald, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Youde, Mr. Speaker—86.

The nays were:

Geneva—1.

Absent or not voting:

Arney, Bergeson, Brandes, Calkins, Corrie, Dow, Earle, Grier, Hackler, Kelley, Koontz, Lister, Lowrey, McElrath, Maben, Miller of Bremer, Schroeder, Sheldon, Sparks, Weeks, Wolfe—21.

So the bill passed and the title was agreed to.

Bixby of Delaware called up motion filed for the reconsideration of the vote by which Senate File No. 160 failed to pass the House and by which it passed to its third reading.

Motion prevailed.

By unanimous consent, Senate File No. 160, a bill for an act to amend the law as it appears in Section One Hundred and Sixty-eight (168) and Section Twenty-six Hundred and Thirty-four-a (2634-a) of the Supplement to the Code, providing for furnishing the Educational Board of Examiners with supplies and printing, for the payment of the expenses of the Educational Board of Examiners, was declared to be upon its second reading.

Bixby of Delaware moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Corrie, Darrah, DeMar, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Fox, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Harding, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schulte, Sheldon, Smith, Sparks, Springer, Stewart, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—83.

The nays were:

Cottrell, Doran, Heles, Maben, Price, Reitz—6.

Absent or not voting:

Balluff, Calkins, Conn, Dewell, Dodds, Dow, Drury, Earle, Flugum, Hackler, Harvey, Miller of Bremer, Schroeder, Shaffer, Sidey, Stillman, Stoltenberg, Teter, Wolfe—19.

So the bill passed and the title was agreed to.

On motion of Bixby of Delaware, Senate File No. 204, a bill for an act to amend the law as it appears in Section Two Thousand Five Hundred and Ninety-six-a (2596-a) of the Supplement to the Code, in relation to the sale of cocaine; and re-

stricting the sale of certain other drugs, with report of committee recommending passage, was taken up and considered.

Miller of Bremer moved to amend Senate File No. 204 by adding the words "prescribe, administer" after the second syllable of the word "exchange" at the beginning of the fourth line.

Also by substituting a period for the comma after the word "then" in the seventh line, by striking out all of the words that appear thereafter, and by adding the following to said section:

Except, however, that it shall be lawful for certain practicing surgeons and oculists to have in their possession cocaine and its derivatives, which shall be administered by them only in the practice of eye surgery.

Also by adding to the bill the following sections:

SEC. 2. That any surgeon or oculist desiring to use cocaine or its derivatives in the practice aforesaid must obtain a license to do so from a judge of the District Court, to whom he or she must give satisfactory proof of his or her good habits and character before such license shall be granted.

SEC. 3. That any holder of a license under this act shall, in the month of January of each year, make a report to the Clerk of the Court from which his or her license was obtained, giving the amount of cocaine and its derivatives purchased and used during the previous year, together with the names and residence of each person to whom the drug was administered during that period.

SEC. 4. Any license granted under the terms of this act may be renewed annually by the Clerk of the Courts of the county in which it was obtained, provided there shall have been no complaint as to the improper use of the drug, against the licensee, and provided that all of the terms thereof have been complied with; otherwise the renewal shall not be made except on the order of the District Court of said county.

SEC. 5. For each license issued under the terms of this act a fee of Five Dollars (\$5.00) shall be charged, and for each renewal a fee of One Dollar (\$1.00).

SEC. 6. Any violation of the terms of this act shall be deemed a misdemeanor and shall be punishable by a fine of One Hundred Dollars (\$100.00) or thirty days imprisonment in the county jail, or both, in the discretion of the court.

Amendments lost.

Bixby of Delaware moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Darrah, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hanna, Hanson, Harvey, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Moore, Morris, Paul, Pierce, Reaney, Ritter, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—81.

The nays were:

Balluff, Hambleton, Price—3.

Absent or not voting:

Blackmore, Calkins, Cottrell, DeMar, Dow, Geneva, Harding, Heles, Holmes, Kellogg, Lister, McDonald, Miller of Bremer, Miller of Dubuque, Nix, Offill, Reitz, Schoenenberger, Schroeder, Sheldon, Springer, Stoltenberg, White, Wolfe—24.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, Senate File No. 42, a bill for an act relating to the capital stock of insurance companies, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Mr. Jones moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, Doran, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Morris, Nix, Pierce, Reaney,

Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stolt-  
enberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden,  
White, Wilson, Wolfe, Youde, Mr. Speaker—78.

The nays were:

Clary, Dodds, Koontz, McDonald, Miller of Dubuque, Moore,  
Offill, Paul, Ritter, Sparks—10.

Absent or not voting:

Calkins, DeMar, Dewell, Dow, Drury, Earle, Geneva, Holmes,  
Hume, Inman, Lee, Lister, Lowrey, Miller of Bremer, Price, Reitz,  
Schoenenberger, Schroeder, Springer, Sullivan—20.

So the bill passed and the title was agreed to.

Meredith of Cass moved that Senate File No. 237 be substituted  
for House File No. 316.

Motion prevailed.

On motion of Meredith of Cass, Senate substitute for Senate  
File No. 237, a bill for an act providing for scales and the weigh-  
ing of commodities transported in carload lots, and furnishing  
certificates of weight by common carriers, and providing penalties  
for the violation of this act (in addition to Chapter Seven (7),  
Title Ten (10) of the Code), was taken up and considered.

Meredith of Cass moved to amend Senate substitute for Senate  
File No. 237 by striking from line five of Section Seven (7), the  
words and figures "One Hundred (\$100.00)" and inserting in  
lieu thereof the words "One Hundred and Twenty-five (\$125.00)."

Amendment adopted.

Van Houten of Taylor moved to amend Senate substitute for  
Senate File No. 237 by striking out the word "weights" in the  
fifth line of Section Four (4) and insert the word "weights" in  
lieu thereof.

Amendment adopted.

Meredith of Cass moved that the rule be suspended and that the  
bill be read a third time now, which motion prevailed, and the bill  
was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, Dewell, Dodds, Doran, Drury, Dunn, Dye of Decatur, Dye of Pottawttamie, Earle, Elliott, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mercer, Meredith, Miller of Dubuque, Morris, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, White, Wilson, Wolfe, Youde, Mr. Speaker—87.

The nays were:

None.

Absent or not voting:

Anderson, Beery, Calkins, DeMar, Dow, Feay, Feely, Holmes, Hume, Lister, McElrath, Mason, Miller of Bremer, Moore, Nix, Offill, Price, Schroeder, Smith, Weeks, Welden—21.

So the bill passed and the title was agreed to.

On motion of Marston of Cerro Gordo, Senate File No. 222, a bill for an act to amend Section Four Hundred and Thirty-three (433), Title Four (4), Chapter Two (2) of the Code, and amendatory acts thereof, fixing the amount supervisors may allow for the burial of deceased soldiers, with report of committee recommending indefinite postponement, and minority report recommending passage, was taken up and considered.

Hambleton of Mahaska moved that the minority views be substituted for the report of the committee.

Motion lost.

Committee report recommending indefinite postponement adopted, and Senate File No. 222 was declared indefinitely postponed.

On motion of Kelley of Polk, Senate File No. 267, a bill for an act to permit fraternal beneficiary societies, orders or associations to acquire and own real estate for their own use, with

report of committee recommending passage, was taken up and considered.

Mr. Kelley moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Cottrell, Dewell, Doran, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mercer, Meredith, Miller of Bremer, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltnberg, Sullivan, Swan, Swift, Van Houten, Webster, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—81.

The nays were:

Darrah, Dodds, Flugum, Harding, Kellogg, Teter—6.

Absent or not voting:

Beery, Blackmore, Calkins, Corrie, DeMar, Dow, Dunn, Feay, Felt, Geneva, Holmes, Hume, Lee, Lister, Mason, Miller of Dubuque, Price, Schroeder, Schulte, Weeks—21.

So the bill passed and the title was agreed to.

On motion of Balluff of Scott, Senate File No. 123, a bill for an act to repeal Section Four Thousand Nine Hundred and Sixty-nine (4969) of the Code, providing for the punishment of cruelty to animals, and to enact a substitute therefor, with report of committee recommending passage, was taken up and considered.

Mr. Balluff moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Bonwell, Brandes, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Greenwood, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Shaffer Sheldon, Sidey, Smith, Springer, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Weeks, Webster, White, Wolfe, Youde, Mr. Speaker—79.

The nays were:

Doran, Kellogg, Moore, Schulte, Stewart—5.

Absent or not voting:

Beery, Blackmore, Calkins, Cassady, Dow, Dunn, Fox, Geneva, Grier, Hanna, Holmes, Hume, Lee, Lister, Lowrey, Marston, Nix, Ofill, Price, Schroeder, Sparks, Sullivan, Welden, Wilson—23.

So the bill passed and the title was agreed to.

#### MOTIONS TO RECONSIDER.

The following motions to reconsider were filed:

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 20 passed the House and by which it passed to its third reading.

S. M. CORRIE.

I second the motion.

W. L. HARDING.

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 222 was indefinitely postponed and by which the motion to substitute the views of the minority of the Committee on Municipal Corporations, recommending that the same do pass, for the recommendations of the said committee were lost.

WM. ANDERSON.

I second the motion.

HIRAM DEWELL.

On motion of Maben of Hancock, Senate File No. 226 was withdrawn from the Committee on Claims and referred to Committee on Appropriations.

On motion of Meredith of Cass the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, MARCH 30, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. G. W. McCracken of Creston.

Journal of Friday, March 29, corrected and approved.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

Doran of Boone presented petition of supervisors of Boone county relative to House File No. 438.

Referred to Committee on Judiciary.

Hambleton of Mahaska presented communication of Thomas Terrill of Oskaloosa relative to House File No. 438.

Referred to Committee on Judiciary.

Youde of O'Brien presented petition of supervisors of O'Brien county relative to House File No. 438.

Referred to Committee on Judiciary.

Reitz of Lee presented petition of citizens and residents of Lee county relative to House File No. 438.

Referred to Committee on Judiciary.

Schoenenberger of Madison presented petition of citizens of Winterset relative to House File No. 438.

Referred to Committee on Judiciary.

Feely of Black Hawk presented petition of citizens of Black Hawk county relative to House File No. 132.

Referred to Committee on Judiciary.

Hackler of Webster presented petition of attorneys, citizens and residents of Webster county relative to House File No. 438.

Referred to Committee on Judiciary.

Wilson of Tama presented petition of citizens of Tama county relative to House File No. 438.

Referred to Committee on Judiciary.

LEAVE OF ABSENCE GRANTED.

On request of Shaffer of Fayette, leave of absence was granted Dunn of Jackson until Monday.

On request of Drury of Sac, leave of absence was granted Kendall of Clinton until Monday.

On request of Drury of Sac, leave of absence was granted Bonwell of Audubon until Monday.

On request of Arney of Marshall, leave of absence was granted Lister of Grundy until Monday.

On request of Inman of Floyd, leave of absence was granted Offill of Jasper until Tuesday.

On request of Maben of Hancock, leave of absence was granted Bergeson of Palo Alto until Monday.

On request of Heles of Dubuque, leave of absence was granted Schoenenberger of Madison until Monday.

On request of Bixby of Delaware, leave of absence was granted Holmes of Kossuth until Monday.

REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 331, a bill for an act to repeal Section Two Thousand and Six (2006), of the Code, relating to filling vacancies in sheriffs' condemnation 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 indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 329, a bill for an act to amend Section Two Thousand and Four (2004) of the Code, relating to appraisal of land under condemnation proceedings, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 330, a bill for an act to amend Section Two Thousand and Nine (2009) of the Code, relating to appeals in condemnation proceedings, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 328, a bill for an act to repeal Section Two Thousand (2000) of the Code, relating to assessment of damages in condemnation proceedings, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Jones of Montgomery, from the Committee on Appropriations, submitted the following reports:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate substitute for Senate File No. 77, a bill for an act making appropriations for the Iowa State College of Agriculture and Mechanic Arts, the State University and the State Normal School, beg leave to report 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 amendment be adopted:

SECTION 1. There is hereby appropriated to the Iowa State College of Agriculture and Mechanic Arts out of any money in the State treasury not otherwise appropriated the sum of one hundred and thirty-five thousand dollars (\$135,000) annually hereafter for support fund; for the support of the Experiment Station the sum of twenty-five thousand dollars (\$25,000) annually hereafter; for the support of the Engineering Experi-

ment Station the sum of three thousand five hundred (\$3,500) annually hereafter; for the purchase of books and periodicals the sum of two thousand four hundred dollars (\$2,400) annually hereafter; for good roads experimentation the sum of five thousand dollars (\$5,000) annually hereafter; and for contingent and repair fund the sum of twenty-three thousand dollars (\$23,000) annually hereafter. Said sums to be paid in quarterly installments on order of the trustees. The first installment to be payable June 30, 1907.

SEC. 2. There is hereby appropriated to the State University out of any money in the State treasury not otherwise appropriated, for the support of said university, the sum of two hundred five thousand five hundred dollars (\$205,500) annually hereafter; and for the repair and contingent fund the sum of seven thousand five hundred dollars (\$7,500) annually hereafter. Said sums to be paid in quarterly installments on order of the board of regents of said university. The first installment to be payable June 30, 1907.

SEC. 3. There is hereby appropriated to the State Normal School at Cedar Falls out of any money in the State treasury not otherwise appropriated, for payment of teachers the sum of seventy-seven thousand five hundred dollars (\$77,500) annually hereafter and for contingent and repair fund the sum of thirty-four thousand dollars (\$34,000) annually hereafter. Said sums to be paid quarterly on order of the board of trustees. The first installment to be payable June 30, 1907. There is further appropriated to the State Normal School out of any money in the State treasury not otherwise appropriated, the sum of eight thousand dollars (\$8,000) annually hereafter, for the summer term, which sum shall be paid on the first day of August of each year on the order of the board of trustees. The first installment to be payable August 1, 1907.

SEC. 4. The permanent annual appropriations herein provided for shall take the place of, and be in lieu of, all other permanent annual appropriations heretofore made to the Iowa State College of Agriculture and Mechanic Arts, the State University and the State Normal School, and the sum appropriated shall be paid in quarterly installments, except as otherwise provided herein, on the order of the trustees, the board of regents and the board of trustees of their respective institutions. The first installment to be payable June 30, 1907.

SEC. 5. Nothing in this act shall be construed to, in any manner, affect any existing appropriations until June 30, 1907, at which time any sums of money drawn by either of the above named institutions shall be drawn under the provisions of this act and not of any former provisions.

SEC. 6. This act, being deemed of immediate importance, shall take effect and be in force from and after the date of its publication after April 1, 1907, in the Des Moines Capital and the Register and Leader, newspapers published in the city of Des Moines, Iowa.

And when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Substitute amendment adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 458, a bill for an act to instruct the Attorney-General to investigate the operations of the International Harvester Company, with a view to prosecution, and making an appropriation 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 do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Maben of Hancock, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred Senate File No. 334, a bill for an act appropriating the sum of one hundred fifty-one dollars and ninety cents (\$151.90) to be paid to W. J. McAhren in settlement of a claim against the State of Iowa, arising by reason of the efforts of the said W. J. McAhren to extradite one H. S. Green, beg leave to report 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 Appropriations.

O. K. MABEN,  
*Chairman.*

Adopted, and the bill was so referred.

Conn of Butler, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred Senate File No. 15, a bill for an act to establish an insurance department, and providing for an Insurance Commissioner, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

STANLEY CONN,  
*Chairman.*

MINORITY REPORT ON SENATE FILE NO. 15.

MR. SPEAKER—We, the undersigned, members of the Committee on Insurance, hereby dissent from the report of the committee that Senate File No. 15 be recommended for indefinite postponement.

T. C. CLARY,  
JOHN B. SULLIVAN,  
ERNEST R. MOORE,  
HIRAM DEWELL,  
HENRY RITTEB,  
A. F. N. HAMBLETON,  
L. F. SPRINGER,  
JOHN McALLISTER,  
JNO. L. WOLFE,  
ENOCH BEEBY.

Passed on file.

Paul of Jones presented the following report of the conference committee on Senate File No. 30:

**MR. SPEAKER**—Your conference committee, to whom was referred Senate File No. 30, a bill for an act to revise the law relating to the sentence and commitment of persons convicted of crime, and providing for a system of reform and parole, and to create the necessary officers therefor, defining their powers and duties, and fixing their compensation, and appropriating the money necessary to carry the same into effect, and to repeal all acts and parts of acts in conflict therewith, beg leave to report that they have had the same under consideration and have unanimously agreed to recommend:

First. That the Senate concur in the House amendment to Section Fourteen (14).

Second. That the House recede from its amendment to Section Six (6) of the bill, striking out the following words after the word "reformatory" in the sixth line "and the prison at Fort Madison is overcrowded."

Third. That the House recede from its amendment to Section Two (2), striking out the word "that" in line five, and inserting the words "in the discretion of the court" in lieu thereof.

Fourth. That the House recede from its amendment to Section Two (2), adding after the words "Fort Madison" the words "or Anamosa."

Fifth. That the Senate recede from its refusal to concur in the House amendment to Section Fourteen (14).

And also recommending the adoption of the following amendments:

First. Strike from the bill all of Section Two (2) and insert in the bill as Section Two (2) the following:

"Sec. 2. Any male person who shall be committed to the penitentiary after the 4th day of July, 1907 (except those convicted of murder, treason, sodomy or incest), and who at the time of commitment is between the ages of sixteen and thirty years, and who has never before been convicted of a felony, shall be confined in the reformatory; provided, however, that persons between the ages of sixteen and thirty years convicted of rape, robbery, or of breaking and entering a dwelling house in the night time with intent to commit a public offense therein, may, as the particular circumstances may warrant, in the discretion of the court, be committed to either the reformatory at Anamosa or the penitentiary at Fort Madison."

Second. Strike from the bill all of Section Six (6), and insert in the bill as Section Six (6) the following:

"Sec. 6. Whenever there is unoccupied room in the reformatory and the prison at Fort Madison is overcrowded, the Board of Control may, in its discretion, transfer from the prison at Fort Madison well-behaved and most promising convicts who are confined for their first offense.

"The prison at Fort Madison shall be deemed to be overcrowded when the number of inmates exceeds the number of cells."

C. G. SAUNDERS,

JOSEPH MATTES,

C. F. PETERSON,

R. C. STIRTON,

*Committee on the part of the Senate,*

O. H. HOLMES,

A. F. N. HAMBLETON,

CLIFFORD B. PAUL,

F. F. JONES,

*Committee on the part of the House,  
Conference Committee.*

Read first and second time and passed on file.

## INTRODUCTION OF BILLS.

By Swan of Appanoose, House File No. 481, a bill for an act to authorize and direct Boards of Supervisors in the State of Iowa in counties adjoining and bordering upon the state line of Missouri, directing the said Board of Supervisors to agree with the supervisors in the adjoining counties in the state of Missouri as to the portion of highways of said state line which should be kept in repair by the authorities in each of the said states.

Read first and second time and referred to Committee on Roads and Highways.

## MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate concurs in House amendments to Senate File No. 276, a bill for an act to amend the law as it appears in Section One Hundred and Thirty-six (136) of the Supplement to the Code, fixing the manner of distribution of the report of the Academy of Sciences.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the conference committee report and amendments to Senate File No. 280, a bill for an act relative to the primary election.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 203, a bill for an act providing for reports from corporations to the Secretary of State.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 349, a bill for an act to repeal Section Thirteen Hundred and Forty-six-d (1346-d) of the Supplement to the Code, relating to the assessments of express companies for taxation, and to enact a substitute therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 351, a bill for an act to authorize the sale of the southwest quarter of Section 27, Township 78 north, Range 24 west of the 5th principal meridian, known as the camp ground of the Iowa National Guard, and to use the proceeds of the sale, or so much thereof as may be necessary, in the purchase and improvement of another camp ground for the said Guard.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate concurs in part and rejects part of House amendments to Senate File No. 201, a bill for an act to repeal Section Thirteen Hundred and Forty-seven-a (1347-a) of the Code, relating to peddlers.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 336, a bill for an act amendatory of and additional to the law as it appears in Section Three (3), Chapter One Hundred and Sixteen (116) of the laws of the Thirty-first General Assembly of Iowa, relative to the practice of dentistry, and extending the time within which to file licenses issued prior to January 1, 1907, under certain conditions.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 307, a bill for an act to amend Section Three Hundred and Fifty-four (354) of the Code, relating to fees and mileage of jurors.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 59, a bill for an act to amend Chapter Sixty-eight (68) of the laws of the Thirtieth General Assembly of Iowa, relative to the establishment of levees, ditches, drains and watercourses, and to amend Sections Eleven (11) and Fourteen (14) thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 408, a bill for an act to amend Section Three Hundred and Ten (310) of the Supplement of the Code, relating to qualification for admission to the bar.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 298, a bill for an act to amend the law as it appears in Chapter Twenty-two (22) of the laws of the Thirty-first General Assembly, relating to the construction and maintenance of hospitals.

GEO. A. NEWMAN,  
*Secretary.*

SENATE MESSAGES CONSIDERED.

On request of Marston of Cerro Gordo, unanimous consent having been given, House File No. 65, a bill for an act to safeguard the traveling public and employes upon railroads by limiting the hours of service of employes thereon (additional to Chapter Five (5), Title Ten (10) of the Code), with Senate amendments, was taken up and the amendments read and considered.

Mr. Marston moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Hume, Inman, Jewell, Jones, Kellogg, Koontz, Lee, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Balluff, Bergeson, Blackmore, Bonwell, Calkins, Dow, Dunn, Harvey, Holmes, Kelley, Kendall, Kull, Lister, McElrath, Miller of Bremer, Offill, Price, Schroeder, Sheldon, Springer—20.

So the House concurs.

On request of Lee of Emmet, unanimous consent having been given, House File No. 408, a bill for an act to amend Section Three Hundred and Ten (310) of the Supplement of the Code, relating to qualification for admission to the bar, with Senate amendments, was taken up and the amendments read and considered.

Mr. Lee moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Brandes, Cassady, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Koontz, Kull, Lee, McAllister, McDonald, McElrath, Maben, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schulte, Shaffer, Sidey, Smith, Sparks, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde—79.

The nays were:

Geneva, Stewart—2.

Absent or not voting:

Balluff, Bergeson, Bonwell, Calkins, Clarke, Clary, Dunn, Felt, Hambleton, Harvey, Heles, Holmes, Kendall, Lister, Lowrey, Mann, Miller of Bremer, Offill, Price, Schoenenberger, Schroeder, Sheldon, Springer, Stillman, Swift, Wolfe, Mr. Speaker—27.

So the House concurs.

## CONSIDERATION OF BILLS.

On motion of Anderson of Hamilton, Senate File No. 305, a bill for an act to amend Section Two Thousand One Hundred and Sixteen (2116) of the Code, relating to the duty of railroads, with report of committee recommending passage, was taken up and considered.

Anderson of Hamilton moved to amend Senate File No. 305 by inserting after the word "of" in the enacting clause of the original bill the words "the state of."

Amendment adopted.

Mr. Anderson moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Lee, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Swan, Swift, Teter, Van Houten, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Balluff, Bonwell, Brandes, Calkins, Cassady, Dunn, Dye of Pottawattamie, Earle, Hanna, Hanson, Harding Holmes, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, Miller of Bremer, Offill, Price, Sheldon, Sparks, Springer, Stoltenberg, Sullivan, Webster, Wolfe—29.

So the bill passed and the title was agreed to.

On motion of Lee of Emmet, Senate File No. 109, a bill for an act to amend the law as it appears in Chapter One (1), Title IX (9) of the Code of 1897, relating to corporations for pecuniary profit, with report of committee recommending passage, was taken up and considered.

Weeks of Guthrie moved to amend Senate File No. 109 by inserting after the word "thereof" in line four of Section One (1) of the printed bill, the following: "provided, however, that the provisions of this act shall not apply to farmers' co-operative creamery companies, or a corporation whose capital stock is less than \$100,000.00."

Roll call demanded by Lee of Emmet and White of Story.

On the question, "Shall the amendment be adopted?"

The yeas were:

Allred, Balluff, Bascom, Bauman, Beery, Blackmore, Brandes, Cassady, Clary, Conn, Dewell, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Fox, Greenwood, Hambleton, Heles, Kelley, McAllister, McElrath, Mann, Meredith, Miller of Dubuque, Nix, Price, Reitz, Ritter, Schoenenberger, Schulte, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Sullivan, Swift, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe—46.

The nays were:

Anderson, Bergeson, Clarke, Corrie, Cottrell, Darrah, DeMar, Dodds, Doran, Drury, Elliott, Felt, Fenn, Flugum, Geneva, Grier, Hackler, Hanson, Hickey, Hume, Inman, Jewell, Lee, Lowrey, McDonald, Maben, Marston, Mason, Mercer, Morris, Paul, Pierce, Reaney, Shaffer, Stillman, Stoltenberg, Swan, Teter, White, Youde, Mr. Speaker—41.

Absent or not voting:

Arney, Baird, Bixby, Bonwell, Calkins, Dunn, Feely, Hanna, Harding, Harvey, Holmes, Jones, Kellogg, Kendall, Koontz, Kull, Lister, Miller of Bremer, Moore, Ofill, Schroeder—21.

So the amendment was adopted.

Time having arrived for Special Order No. 24, on motion of Darrah of Lucas, House File No. 477, a bill for an act to provide for the publication of candidates' expenses, and for the prosecution of corrupt practices in political campaigns, and providing a penalty therefor, was taken up and considered.

Clary of Chickasaw moved to amend substitute amendment for House File No. 477 by adding after the word "candidate" in last line of Section Two (2), as printed in the Journal, the following: "such statement so filed in the auditor's office shall after the expiration of one year from the date of so filing be destroyed by the auditor in whose office same has been filed."

Amendment adopted.

The question then arose on the adoption of the substitute amendment for House File No. 477 as amended.

Substitute amendment as amended was lost.

Moore of Linn moved to amend House File No. 477, as printed in the Journal, by inserting before the word "cigars" in Section Two (2) the words "two for a nickel" and to insert before the word "drinks" in Section Two (2) the word "intoxicating."

Amendment lost.

Brandes of Pottawattamie moved to amend House File No. 477, as printed in the Journal, by striking out Section Four (4).

Amendment lost.

Meredith of Cass moved to amend House File No. 477, as printed in the Journal, by inserting after the word "way" in line four of Section One (1) the words "to any qualified elector for the purpose of influencing the vote of such elector," and to amend Section Two (2) by striking out the word "person" in the first line and inserting the words "qualified elector."

Amendment adopted.

Swift of Shelby moved to amend House File No. 477, as printed in the Journal, by inserting after the word "drinks" in line four of Section One (1) the words "not including buttermilk, ginger ale, Colfax water, cider, coffee, lemonade or cold tea."

Amendment lost.

Moore of Linn moved to amend House File No. 477 by striking out all of Section Five (5).

Amendment adopted.

Clary of Chickasaw moved to amend House File No. 477 by adding after the last word "therein" in the last line of Section Three (3) the following:

The County Auditor with whom the statements contemplated in said Section Three (3) are filed shall by him be destroyed at the expiration of one year from the filing of same in the Auditor's office.

Lee of Emmet moved that House File No. 477, with the amendments, be referred to the Committee on Elections.

Motion prevailed, and the bill was so referred.

On motion of Darrah of Lucas, Senate File No. 280, a bill for an act providing for the nomination, by political parties or organizations, of candidates for various offices, and the election of delegates to conventions of said political parties or organizations, and the election of party committeemen, by a primary election, and for the holding of conventions by such political parties or organizations, providing penalties for the violation thereof, and repealing Chapter Forty (40), laws of the Thirtieth General Assembly, and Chapters Forty-five (45) and Forty-six (46), laws of the Thirty-first General Assembly, relating to primary elections, with report of conference committee recommending amendments, was taken up, considered, and the report of the conference committee, with amendments, adopted.

Darrah of Lucas moved that the House recede from House amendments to Senate File No. 280, as recommended by the conference committee.

On the question, "Shall the House recede?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bixby, Brandes, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Lee, McAlister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Paul, Pierce, Price, Reaney,

Reitz, Ritter, Schoenenberger, Shaffer, Sidey, Smith, Sparks, Stillman, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—79.

The nays were :

None.

Absent or not voting :

Beery, Bergeson, Blackmore, Bonwell, Calkins, Clary, Dunn, Earle, Felt, Greenwood, Harvey, Holmes, Kendall, Koontz, Kull, Lister, Lowrey, McElrath, Miller of Bremer, Moore, Offill, Schroeder, Schulte, Sheldon, Springer, Sparks, Stoltenberg, Swift, Wolfe—29.

So the House recesses.

On the question, "Shall the House adopt the conference committee report on Senate File No. 280?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bixby, Brandes, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Heles, Hickey, Hume, Jewell, Jones, Kelley, Kellogg, Lee, McAllister, McDonald, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Shaffer, Sidey, Smith, Stillman, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—75.

The nays were :

None.

Absent or not voting :

Balluff, Beery, Bergeson, Blackmore, Bonwell, Calkins, Clary, Dodds, Dunn, Earle, Harding, Harvey, Holmes, Inman, Kendall, Koontz, Kull, Lister, Lowrey, McElrath, Maben, Miller of Bremer, Moore, Offill, Schroeder, Schulte, Sheldon, Sparks, Springer, Stewart, Stoltenberg, Swift, Wolfe—33.

So the House adopts the report.

On motion of Meredith of Cass, House File No. 479, a bill for an act to authorize and require street railways and interurban

railways operating street railways to permit interurban railroads to use their tracks and terminal facilities, and to furnish power to interurban railroads in cities, and providing for fixing the compensation therefor, and authorizing street railways to furnish power to interurban railroads, was taken up and considered.

White of Story in the chair.

Meredith of Cass moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Hume, Inman, Jewell, Kellogg, Koontz, Kull, Lee, McAllister, McDonald, McElrath, Maben, Mann, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan Swan Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Bergeson, Bonwell, Calkins, Dunn, Harvey, Holmes, Jones, Kelley, Kendall, Lister, Lowrey, Marston, Miller of Bremer, Offill, Ritter, Schoenenberger, Schroeder, Sheldon—18.

So the bill passed and the title was agreed to.

Van Houten of Taylor called up Senate Joint Resolution No. 5, relative to the appointment of a joint committee to purchase a chair and gavel for the Speaker of the House and the President of the Senate.

*Be It Resolved by the General Assembly of the State of Iowa:*

SECTION 1. That a joint committee of two from the House and one from the Senate be appointed and hereby authorized to purchase a suit-

able chair and gavel for the Speaker of the House and President of the Senate.

Van Houten of Taylor moved to amend Senate Joint Resolution No. 5 by changing number of members of said committee to three from the House and three from the Senate.

Amendment adopted.

On the question, "Shall Senate Joint Resolution No. 5 pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Darrah, Dewell, Doran, Dow, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Hume, Inman, Jewell, Jones, Kellogg, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde—84.

The nays were:

None.

Absent or not voting:

Balluff, Bergeson, Bonwell, Calkins, Cottrell, DeMar, Dodds, Drury, Dunn, Earle, Harvey, Holmes, Kelley, Kendall, Lister, Miller of Bremer, Ofill, Price, Schoenenberger, Schroeder, Sheldon, Stoltenberg, Wolfe, Mr. Speaker—24.

So Senate Joint Resolution No. 5 passed and the title was agreed to.

Speaker Pro Tempore White appointed as such committee on part of the House: Jones of Montgomery, Van Houten of Taylor, DeMar of Davis.

Speaker Kendall in the chair.

#### MOTION TO RECONSIDER.

The following motion to reconsider was filed.

MR. SPEAKER—I move to reconsider the vote by which the amendment

to Senate File No. 109, proposed by Weeks of Guthrie, was adopted.

C. A. MEREDITH,

I second the motion.

JOHN SCHOENENBERGER.

Clarke of Jefferson moved that the consideration of House File No. 419 be made a special order for 2:30 o'clock Monday afternoon.

Motion prevailed.

Lee of Emmet moved that the consideration of House File No. 109 be made a special order for 2 o'clock Monday afternoon.

Motion prevailed.

Meredith of Cass moved to reconsider the vote by which House File No. 479 passed the House and by which it passed to its third reading.

Motion lost.

Clary of Chickasaw moved that Senate substitute for Senate File No. 338 be referred to Committee on Judiciary.

Motion prevailed.

The following resignation was filed and accepted:

TO THE CHIEF CLERK—Desiring to accept a permanent position, I hereby respectfully tender my resignation as House Committee Clerk of the Committees on Constitutional Amendments and Suppression of Intemperance, to take effect April 1, 1907.

CLEMENTINE GALE.

On motion of Jones of Montgomery, the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

#### REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 461, a bill for an act to create a State Board of Osteopathic Examiners and to provide for the registration of those

entitled to practice osteopathy, and for the regulation of the practice thereof, and providing penalties for the violation 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 do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 315, a bill for an act to repeal Section Fourteen Hundred and Sixty (1460) of the Code, relating to the statement by the Auditor of State of the County Treasurers' account with the Treasurer of 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 do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 475, a bill for an act to amend Section Two Hundred and Eighty-one (281) of the Code, relative to judges not to practice, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 471, a bill for an act to amend Section Two Hundred and Forty-five-A (245-A) of the Code, in relation to the use of the shorthand reporter's notes, or a transcript thereof, on the retrial of a criminal case, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 472, a bill for an act to amend Section Fifty-four

Hundred and Forty-eight (5448) of the Code, relating to the time in which an appeal may be taken in criminal cases, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 338, a bill for an act for the regulation and taxation of persons who shall maintain an office or place of business where intoxicating liquors are held in store and the purchase price thereof collected for the owner from the person to whom they have been conditionally sold, beg leave to report 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. W. WEEKS,  
*Chairman.*

MINORITY REPORT ON SENATE FILE NO. 338.

MR. SPEAKER—We, the undersigned, a minority of your Committee on Judiciary, to whom was referred Senate File No. 338, a bill for an act for the regulation and taxation of persons who shall maintain an office or place of business where intoxicating liquors are held in store and the purchase price thereof collected for the owner from the person to whom they have been conditionally sold, dissent from the majority view in postponing said bill; and we recommend that it be amended by adopting in lieu thereof the following substitute amendment, and when so amended that it do pass.

E. W. WEEKS,  
D. W. DOW,  
A. F. N. HAMBLETON,  
C. A. MEREDITH,

SUBSTITUTE AMENDMENT FOR SENATE FILE NO. 338.

A BILL for the regulation and taxation of persons who shall maintain an office or place of business where intoxicating liquors are held in store and the purchase price thereof collected for the owner from those not authorized to sell same or from those to whom they have been conditionally sold.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. Every person, partnership or corporation that shall engage in the business of holding intoxicating liquors in store and collecting for the owner thereof the purchase price of said liquors from those to whom they have been conditionally sold or from those not authorized by law to sell the same, shall pay to the Treasurer of the

county where the business is carried on an annual mulct tax of Six Hundred Dollars (\$600.00) in quarterly installments on the first day of January, of April, of July and of October; and such tax shall be paid for each separate office or place where such business is carried on, and all the provisions of the law relating to the levying, collecting and enforcing of what is known as the mulct tax shall apply and govern in the levying and collecting of the tax herein provided, so far as applicable.

SEC. 2. No person, partnership or corporation shall engage in the business described in Section One (1) of this act without first paying the tax herein required for the quarter during which such business is carried on; and when the tax is so paid it shall go into the general fund of the county collecting the same.

Passed on file.

Stillman of Greene, 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. 2, proposing an amendment to the Constitution of the State of Iowa, additional to Section Eighteen (18) of Article One (1) of said Constitution.

Also:

House File No. 63, a bill for an act to repeal Section Two Thousand and Fifty-seven (2057) of the Code, relating to fences required to be constructed by railroad companies, and enacting a substitute therefor.

Also:

House File No. 143, a bill for an act to indemnify Charles H. Tribby for damages caused by sewage from the State Hospital for Insane at Mount Pleasant, Iowa.

Also:

House File No. 145, a bill for an act to legalize conveyances of real estate by executors, administrators and guardians in this or foreign states.

Also:

House File No. 156, a bill for an act to amend Section Seven Hundred and Seventy-one (771) of the law as it appears in the Supplement to the Code, and Section One (1), Chapter Twenty-nine (29) of the acts of the Thirtieth General Assembly, relating to the construction of viaducts.

Also:

House File No. 202, a bill for an act to amend Section Thirteen Hundred and Four (1304) of the Code, relating to exemptions from taxation.

Also:

House File No. 207, a bill for an act to repeal Sections Four Hundred and Fifty-eight (458) and Four Hundred and Fifty-nine (459) of the Code, and to enact a substitute therefor, relating to taxation of dogs and injuries to domestic animals.

Also:

House File No. 278, a bill for an act authorizing towns and cities, including cities under special charter, to appropriate money to pay dues in the League of Iowa Municipalities, and to pay the actual expense of delegates to the meetings of such league, additional to Chapter Three (3), Title Five (5) of the Code.

Also:

House File No. 288, a bill for an act making appropriations to the State Historical Society of Iowa.

Also:

House File No. 294, a bill for an act to legalize the incorporation of the town of Clutier, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions, and all acts done by the officials of said town while acting as such.

Also:

House File No. 342, a bill for an act to repeal Section Fourteen Hundred and Eighty-three (1483) of the Code, relating to roads and highways, and to enact a substitute therefor.

Also:

House File No. 362, a bill for an act repealing Sections Twenty-one Hundred and Sixty-five (2165) and Twenty-one Hundred and Sixty-six (2166) of the Code, and enacting a substitute therefor, pertaining to express companies.

Also:

House File No. 376, a bill for an act giving certain powers to the Board of Supervisors, in relation to the alteration or straightening of highways, and to prevent the encroachment of streams thereon, and to condemn land necessary for said purposes.

Also:

House File No. 380, a bill for an act to legalize the incorporation of the town of Garwin, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions, and all acts done by the officials of said town while acting as such.

Also:

House File No. 389, a bill for an act amendatory of and additional to Chapter Fifteen (15) of the Code and Supplement to the Code, relative to the care and propagation of fish.

Also:

House File No. 424, a bill for an act to prevent the throwing or depositing of drugs or medicines as sample or otherwise in private or public places.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 19, a bill for an act requiring manufacturers and dealers to label white lead, paints, mixed paints, and similar compounds, and linseed oil; defining linseed oil and boiled linseed oil; and fixing penalties for its violation; and repealing Sections Twenty-five Hundred and Ten-a (2510-a), Twenty-five Hundred and Ten-b (2510-b), Twenty-five Hundred and Ten-c (2510-c), Twenty-five Hundred and Ten-d (2510-d) and Twenty-five Hundred and Ten-e (2510-e) of the Supplement to the Code; and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner.

Also:

Senate File No. 215, a bill for an act to amend the law as it appears in Sections Six Hundred and Seventy-nine-a (679-a), Six Hundred and Seventy-nine-f (679-f), Six Hundred and Seventy-nine-g (679-g), Six Hundred and Seventy-nine-h (679-h) of the Supplement to the Code, relating to the Board of Police and Fire Commissioners in certain cities of the first class, and cities under special charter, and providing for the taking effect thereof.

Also:

Senate File No. 244, a bill for an act authorizing persons, firms or corporations engaged in the business of storing goods for profit to issue warehouse receipts on the goods so stored; to regulate the issuance, negotiation and transfer of such receipts, and to provide punishment for violation of said regulations, and repealing Section Thirty-one Hundred and Twenty-nine (3129) of the Code.

Also:

Joint Resolution No. 2, proposing an amendment to the Constitution of the State of Iowa, additional to Section Eighteen (18) of Article One (1) of said Constitution.

Also:

House File No. 63, a bill for an act to repeal Section Two Thousand and Fifty-seven (2057) of the Code, relating to fences required to be constructed by railroad companies, and enacting a substitute therefor.

Also:

House File No. 143, a bill for an act to indemnify Charles H. Tribby for damages caused by sewage from the State Hospital for Insane at Mount Pleasant, Iowa.

Also:

House File No. 145, a bill for an act to legalize conveyances of real estate by executors, administrators and guardians in this or foreign states.

Also:

House File No. 156, a bill for an act to amend Section Seven Hundred and Seventy-one (771) of the law as it appears in the Supplement to the Code, and Section One (1), Chapter Twenty-nine (29) of the acts of the Thirtieth General Assembly, relating to the construction of viaducts.

Also:

House File No. 202, a bill for an act to amend Section Thirteen Hundred and Four (1304) of the Code, relating to exemptions from taxation.

Also:

House File No. 207, a bill for an act to repeal Sections Four Hundred and Fifty-eight (458) and Four Hundred and Fifty-nine (459) of the Code, and to enact a substitute therefor, relating to taxation of dogs and injuries to domestic animals.

Also:

House File No. 278, a bill for an act authorizing towns and cities, including cities under special charter, to appropriate money to pay dues in the League of Iowa Municipalities, and to pay the actual expense of delegates to the meetings of such league, additional to Chapter Three (3), Title Five (5) of the Code.

Also:

House File No. 288, a bill for an act making appropriations to the State Historical Society of Iowa.

Also:

House File No. 294, a bill for an act to legalize the incorporation of the town of Clutier, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions, and all acts done by the officials of said town while acting as such.

Also:

House File No. 342, a bill for an act to repeal Section Fourteen Hundred and Eighty-three (1483) of the Code, relating to roads and highways, and to enact a substitute therefor.

Also:

House File No. 362, a bill for an act repealing Sections Twenty-one Hundred and Sixty-five (2165) and Twenty-one Hundred and Sixty-six (2166) of the Code, and enacting a substitute therefor, pertaining to express companies.

Also:

House File No. 376, a bill for an act giving certain powers to the Board of Supervisors, in relation to the alteration or straightening of highways, and to prevent the encroachment of streams thereon, and to condemn land necessary for said purposes.

Also:

House File No. 380, a bill for an act to legalize the incorporation of the town of Garwin, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions, and all acts done by the officials of said town while acting as such.

Also: .

House File No. 389, a bill for an act amendatory of and additional to Chapter Fifteen (15) of the Code and Supplement to the Code, relative to the care and propagation of fish.

Also:

House File No. 424, a bill for an act to prevent the throwing or depositing of drugs or medicines as sample or otherwise in private or public places.

Also:

Senate File No. 234, a bill for an act to authorize the reconignment, without charge, to a new destination of the property forwarded by a common carrier, and to provide for the treatment of the same as an original shipment.

Also:

Senate File No. 341, a bill for an act to amend the law as it appears in Section Eight Hundred and Fifty-two (852) of the Supplement to the Code, as amended by Chapter Thirty-four (34) of the laws of the Thirtieth General Assembly, authorizing the levy of an additional tax of one mill on the dollar on all taxable property for park purposes, relating to Park Commissioners, their powers and duties.

Also:

Senate File No. 194, a bill for an act authorizing cities of the first class to levy taxes for the purpose of paying for the building and reconstruction of bridges, and for the issuance of bonds or certificates against such levies.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, Joint

Resolution No. 2, proposing an amendment to the Constitution of the State of Iowa, additional to Section Eighteen (18) of Article One (1) of said Constitution.

Also:

House File No. 63, a bill for an act to repeal Section Two Thousand and Fifty-seven (2057) of the Code, relating to fences required to be constructed by railroad companies, and enacting a substitute therefor.

Also:

House File No. 143, a bill for an act to indemnify Charles H. Tribby for damages caused by sewage from the State Hospital for Insane at Mount Pleasant, Iowa.

Also:

House File No. 145, a bill for an act to legalize conveyances of real estate by executors, administrators and guardians in this or foreign states.

Also:

House File No. 156, a bill for an act to amend Section Seven Hundred and Seventy-one (771) of the law as it appears in the Supplement to the Code, and Section One (1), Chapter Twenty-nine (29) of the acts of the Thirtieth General Assembly, relating to the construction of viaducts.

Also:

House File No. 202, a bill for an act to amend Section Thirteen Hundred and Four (1304) of the Code, relating to exemptions from taxation.

Also:

House File No. 207, a bill for an act to repeal Sections Four Hundred and Fifty-eight (458) and Four Hundred and Fifty-nine (459) of the Code, and to enact a substitute therefor, relating to taxation of dogs and injuries to domestic animals.

Also:

House File No. 278, a bill for an act authorizing towns and cities, including cities under special charter, to appropriate money to pay dues in the League of Iowa Municipalities, and to pay the actual expense of delegates to the meetings of such league, additional to Chapter Three (3), Title Five (5) of the Code.

Also:

House File No. 288, a bill for an act making appropriations to the State Historical Society of Iowa.

Also:

House File No. 294, a bill for an act to legalize the incorporation of the town of Clutier, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions, and all acts done by the officials of said town while acting as such.

Also:

House File No. 342, a bill for an act to repeal Section Fourteen Hundred and Eighty-three (1483) of the Code, relating to roads and highways, and to enact a substitute therefor.

Also:

House File No. 362, a bill for an act repealing Sections Twenty-one Hundred and Sixty-five (2165) and Twenty-one Hundred and Sixty-six (2166) of the Code, and enacting a substitute therefor, pertaining to express companies.

Also:

House File No. 376, a bill for an act giving certain powers to the Board of Supervisors, in relation to the alteration or straightening of highways, and to prevent the encroachment of streams thereon, and to condemn land necessary for said purposes.

Also:

House File No. 380, a bill for an act to legalize the incorporation of the town of Garwin, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions, and all acts done by the officials of said town while acting as such.

Also:

House File No. 389, a bill for an act amendatory of and additional to Chapter Fifteen (15) of the Code and Supplement to the Code, relative to the care and propagation of fish.

Also:

House File No. 424, a bill for an act to prevent the throwing or depositing of drugs or medicines as sample or otherwise in private or public places.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Sparks of Wapello (by request), House File No. 482, a bill for an act to enable the State of Iowa to sell and dispose of all unclaimed lands within the former channel of the Des Moines river and formed by accretions in consequence of the changes of the channel of such river.

Read first and second time and referred to Committee on Public Lands and Buildings.

#### CONSIDERATION OF BILLS.

On motion of Harding of Woodbury, Senate substitute for House File No. 228, a bill for an act to repeal Section Forty-nine

Hundred and Ninety-nine-b (4999-b) as it appears in the Supplement to the Code, was taken up and considered.

Harding of Woodbury moved to amend Senate substitute for House File No. 228 by adding thereto a section containing the publication clause.

Amendment lost.

Lee of Emmet moved to amend Senate substitute for House File No. 228, as printed in the Journal, by striking from paragraph one (1), Section Two (2), all after the comma following the word "completed" in the fourteenth line and changing said comma to a period; and by adding as a new section, to be designated "Section Three (3)," the following:

Any person, firm or corporation violating any of the provisions of this act shall be deemed guilty of a misdemeanor and be punished by a fine of not less than Five Dollars (\$5.00) and not more than Fifty Dollars (\$50.00), or by imprisonment in the county jail not to exceed thirty days.

Amendment adopted.

Schulte of Clayton moved to amend Senate substitute for House File No. 228 by inserting after the word "establishment" and before the word "machinery" in line three of Section Two (2) thereof the following words: "except in shops wherein not over ten are employed."

Amendment lost.

Miller of Bremer moved to amend Senate substitute for House File No. 228, as printed in the Journal, by striking out the word "sixteen" in the last paragraph and to insert the word "fourteen" in lieu thereof.

Roll call demanded.

On the question, "Shall the amendment be adopted?"

The yeas were:

Anderson, Baird, Balluff, Bixby, Blackmore, Brandes, Clary, Conn, Cottrell, DeMar, Dodds, Dow, Dye of Decatur, Earle, Feay, Greenwood, Hanna, Heles, Hickey, Kull, Miller of Bremer, Morris, Schulte, Shaffer, Stewart, Stoltenberg, Swift, Webster, Weeks, Wel-den—31.

The nays were:

Allred, Arney, Bascom, Bauman, Cassady, Clarke, Corrie, Darrah, Dewell, Doran, Drury, Dye of Pottawattamie, Elliott, Felt, Flugum, Fox, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Hume, Jewell, Jones, Kelley, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Nix, Paul, Pierce, Price, Reaney, Sheldon, Sidey, Smith, Stillman, Sullivan, Swan, Teter, White, Wilson, Wolfe, Youde, Mr. Speaker—56.

Absent or not voting:

Beery, Bergeson, Bonwell, Calkins, Dunn, Feely, Fenn, Geneva, Holmes, Inman, Kellogg, Kendall, Koontz, Lister, Offill, Reitz, Schoenenberger, Schroeder, Sparks, Springer, Van Houten—21.

So the amendment was lost.

Harding of Woodbury moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Beery, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Felt, Fenn, Flugum, Fox, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Hume; Inman, Jewell, Jones, Kelley, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Ritter, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Sullivan, Swan, Teter, Welden, White, Youde, Mr. Speaker—76.

The nays were:

Balluff, Greenwood, Heles, Miller of Bremer, Schulte, Webster, Weeks, Wilson, Wolfe—9.

Absent or not voting:

Baird, Bergeson, Bonwell, Calkins, Dunn, Earle, Feely, Geneva, Holmes, Kellogg, Kendall, Koontz, Lister, Mercer, Offill,

Reitz, Schoenenberger, Schroeder, Sparks, Springer, Stoltenberg, Swift, Van Houten—23.

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE.

MR. SPEAKER—I vote “nay” on Senate substitute for House File No. 228 for the reason that I do not think it should apply to small establishments where there are less than ten people employed.

PHILIP HELES.

Speaker Kendall announced that, as Speaker of the House, in the presence of the House, he had signed Joint Resolution No. 2, House Files No. 63, 143, 145, 156, 202, 207, 278, 288, 294, 342, 362, 376, 380, 389, 424.

Hackler of Webster called up the motion filed for the reconsideration of the vote by which the House refused to concur in the Senate amendments to House File No. 130.

Motion lost, and the House refuses to reconsider.

On motion of Sullivan of Polk, Senate File No. 347, a bill for an act granting to cities and towns power to regulate, define, tax, license and prohibit public dance halls, skating rinks, fortune tellers, palmists and clairvoyants, and to license and regulate the construction of bill boards, and to tax owner or persons maintaining the same, with report of committee recommending passage, was taken up and considered.

Mr. Sullivan moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, “Shall the bill pass?”

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kull, Lee, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schulte, Shaffer,

Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—84.

The nays were :

None.

Absent or not voting :

Balluff, Beery, Bergeson, Bonwell, Calkins, Cottrell, Dow, Dunn, Feely, Hambleton, Holmes, Kellogg, Kendall, Koontz, Lister, McElrath, Mercer, Offill, Schoenenberger, Schroeder, Sheldon, Sparks, Springer, Wolfe—24.

So the bill passed and the title was agreed to.

On motion of White of Story, House File No. 315, a bill for an act to provide for agricultural extension work, for a correspondence school of agriculture by the Iowa State College and Mechanic Arts, and making appropriations therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

White of Story moved to amend House File No. 315 by striking out the period at the end of Section Three (3) and inserting a semicolon and adding the following :

To be paid quarterly upon the order of the board of trustees of the Iowa State College of Agriculture and Mechanic Arts.

Amendment adopted.

Doran of Boone moved to amend House File No. 315 by striking out the words and figures "thirty thousand dollars (30,000)" wherever they appear in the bill.

Welden of Hardin in the chair.

Roll call demanded.

On the question, "Shall the amendment be adopted.

The yeas were :

Doran, Miller of Bremer, Stewart—3.

The nays were :

Allred, Anderson, Arney, Baird, Bascom, Beery, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell,

DeMar, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler Hambleton, Hanna, Hanson, Harding, Jones, Kelley, Koontz, Lowrey, McDonald, Mann, Marston, Meredith, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Ritter, Schulte, Sidey, Smith, Springer, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde—64.

Absent or not voting:

Balluff, Bauman, Bergeson, Bonwell, Calkins, Darrah, Dewell, Dodds, Drury, Dunn, Feay, Feely, Geneva, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kellogg, Kendall, Kull, Lee, Lister, McAllister, McElrath, Maben, Mason, Mercer, Miller of Dubuque, Offill, Reitz, Schoenenberger, Schroeder, Shaffer, Sheldon, Sparks, Stoltenberg, Wolfe, Mr. Speaker—41.

So the amendment was lost.

White of Story moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Anderson, Baird, Bascom, Beery, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Dow, Dye of Decatur, Dye of Pottawattamie, Elliott, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Jewell, Jones, Kelley Koontz, Kull, Lee, McDonald, McElrath, Maben, Mann, Marston, Meredith, Moore, Morris, Nix, Paul, Pierce, Price Reaney, Ritter, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde—74.

The nays were:

Doran, Mason—2.

Absent or not voting:

Balluff, Bauman, Bergeson, Bonwell, Calkins, Dewell, Drury, Dunn Earle, Feay, Feely, Heles, Hickey, Holmes, Hume, Inman, Kellogg, Kendall, Lister, Lowrey, McAllister,

Mercer, Miller of Bremer, Miller of Dubuque, Offill, Reitz, Schoenenberger, Schroeder, Sheldon, Stoltenberg, Wolfe, Mr. Speaker—32.

So the bill passed and the title was agreed to.

Feely of Black Hawk moved that the consideration of Senate File No. 196 be made a special order for Tuesday morning at 11 o'clock.

Motion prevailed.

On motion of Clary of Chickasaw, the House adjourned until 2 o'clock Monday afternoon.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, APRIL 1, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. J. F. Nugent of Des Moines.

Journal of Saturday, March 30, corrected and approved.

On request of Bixby of Delaware, leave of absence was granted Holmes of Kossuth until Wednesday.

On request of Drury of Sac, leave of absence was granted Kendall of Clinton until Tuesday.

On request of Arney of Marshall, leave of absence was granted Lister of Grundy until Tuesday.

Mann of Fremont presented petition of citizens of Fremont county, Iowa, relative to House File No. 438.

Referred to Committee on Judiciary.

## REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 208, a bill for an act amending Section Five Thousand Three Hundred and Fourteen (5314) of the Code, and providing for the compensation of attorneys appointed by the court to defend persons charged with certain crimes, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 423, a bill for an act to amend Section Seventeen Hundred and Twenty-six (1726) of the Code, in relation to notes taken for policies of insurance, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 288, a bill for an act to amend Chapter One Hundred and Fifty-two (152) of the acts of the Thirty-first General Assembly, relating to limitations for the commencement of actions and relating to real property, additional to Chapter Two (2), Title XVIII (18) of the Code, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 459, a bill for an act to provide for the appointment of a committee to investigate the needs of the three State educational institutions and furnish a report to the General Assembly, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Also:

Jones of Montgomery, from the Committee on Appropriations, submitted the following reports:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 226, a bill for an act to reimburse S. B. Humbert for services rendered as superintendent of construction of the monuments at Lookout Mountain and one at either end of Missionary Ridge and to make an appropriation 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 do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 106, a bill for an act relating to fish and game and making an appropriation for the Fish and Game Commission of the State of Iowa, and for the extension of the State dam and dykes at Wall Lake, beg leave to report 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.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 334, a bill for an act appropriating the sum of One Hundred and Fifty-one Dollars and Ninety Cents (\$151.90), to be paid to W. J. McAhren in settlement of a claim against the State of Iowa, arising by reason of the efforts of the said W. J. McAhren to extradite one H. S. Green, beg leave to report 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.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 124, a bill for an act to establish an industrial reformatory for females, to make appropriations therefor, and to provide for the transfer of inmates from the Industrial School for Girls, beg leave to report 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 the word "Des Moines" in the first line of Section One (1) and inserting in lieu thereof the word "Waverly," and when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Bixby of Delaware, from the Committee on Schools and Text Books, submitted the following report:

MR. SPEAKER—Your Committee on Schools and Text Books, to whom

was referred Senate File No. 302, a bill for an act to amend Section Twenty-eight Hundred and Twenty-three (2823) of the Supplement to the Code, relative to the enforcement of the law for compulsory attendance, beg leave to report 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.

Adopted.

R. J. BIXBY,  
*Chairman.*

Hanson of Humboldt, from the Committee on Suppression of Intemperance, submitted the following report:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 478, a bill for an act to amend Section Twenty-four Hundred and Forty-eight (2448) of the Code, relating to the sale of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

T. O. HANSON,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 480, a bill for an act to amend Section Twenty-four Hundred and Forty-eight (2448) of the Code, relating to the sale of intoxicating liquors, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

T. O. HANSON,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Suppression of Intemperance, to whom was referred House File No. 476, a bill for an act to repeal the law as it appears in Section Twenty-four Hundred and Three (2403) of the Code, and Section Twenty-four Hundred and Three (2403) of the Supplement to the Code, and to enact a substitute therefor, relating to the selling or giving of intoxicating liquors to minors, intoxicated persons, or to persons in the habit of becoming intoxicated, beg leave to report 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 recommended for passage.

T. O. HANSON,  
*Chairman.*

Adopted.

Adopted.

Morris of Sioux, from the Committee on Roads and Highways, submitted the following reports:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred concurrent resolution relating to the distribution of 7,500 copies of Dye's Uniform System of Road Work by the Secretary of 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 do pass.

J. F. MORRIS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred Senate File No. 308, a bill for an act granting the use of public highways for the laying of water mains and pipes, beg leave to report 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 enacting clause and substituting in lieu thereof the following:

SECTION 1. Upon application to the Board of Supervisors of any county by any municipality for permission to construct its water mains and lay its pipes in the public highway from such municipality to its reservoir, the said board may grant the same upon condition that it shall not in any manner interfere with the public travel. The applicant shall be responsible for all damages that may arise from such construction, or from the same not being kept in repair.

And when so amended that the bill do pass.

J. F. MORRIS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 481, a bill for an act to authorize and direct Boards of Supervisors in the State of Iowa, in counties adjoining and bordering upon the state line of Missouri, directing the said Board of Supervisors to agree with the supervisors in the adjoining counties in the state of Missouri as to the portion of highways on said state line which should be kept in repair by the authorities in each of the said states, beg leave to report 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 One (1) and inserting in lieu thereof the following:

SECTION 1. The Boards of Supervisors of the various counties of the

State of Iowa may meet the various boards or commissions of the adjoining states for the purpose of agreeing upon and assigning the portion or part of each public highway upon the line between said states and providing for the proper maintenance of same.

And when so amended that the bill do pass.

J. F. MORRIS,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred House File No. 467, a bill for an act granting the use of public highways for the laying of water mains and pipes and the setting of electric wire poles thereon, beg leave to report 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.

J. F. MORRIS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Darrah of Lucas, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 439, a bill for an act to repeal Section Twenty-seven Hundred and Forty-seven (2747) of the Code, and to enact a substitute therefor, relating to qualified electors, and the right to vote at school elections, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the following be adopted as a substitute amendment therefor, and that said substitute amendment do pass:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 439.

A BILL for an act to repeal Section Twenty-seven Hundred and Forty-seven (2747) of the Code, and to enact a substitute therefor, relating to qualified electors, and the right to vote at school elections.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. Section Twenty-seven Hundred and Forty-seven (2747) of the Code is hereby repealed, and the following enacted in lieu thereof:

"To have the right to vote at a school meeting, a person must have the same qualifications as for voting at a general election, and must be at the time an actual resident of the corporation or sub-district; and at any election hereafter held in any school corporation, the right of any citizen to vote shall not be denied or abridged on account of sex, and women may vote thereat the same as men, and under like restrictions and qualifications, so far as applicable."

J. H. DARRAH,  
*Chairman.*

Passed on file.

Stillman of Greene, 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. 65, a bill for an act to safeguard the traveling public and employes upon railroads, by limiting the hours of service of employes thereon, additional to Chapter Five (5), Title Ten (10) of the Code.

Also:

House File No. 298, a bill for an act to amend the law as it appears in Chapter Twenty-two (22) of the acts of the Thirty-first General Assembly, relating to the construction and maintenance of hospitals.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 65, a bill for an act to safeguard the traveling public and employes upon railroads, by limiting the hours of service of employes thereon, additional to Chapter Five (5), Title Ten (10) of the Code.

Also:

House File No. 298, a bill for an act to amend the law as it appears in Chapter Twenty-two (22) of the acts of the Thirty-first General Assembly, relating to the construction and maintenance of hospitals.

Also:

Senate File No. 74, a bill for an act limiting the indebtedness of state and savings banks and repealing Section Eighteen Hundred and Fifty-five (1855) of the Code.

Also:

Senate File No. 231, a bill for an act to amend Section Thirty-eight Hundred and Fifty-three (3853) of the Code, relating to the recovery of costs by the successful against the losing party.

Also:

Senate File No. 274, a bill for an act to legalize the plat of W. O. Lee's addition to Macksburg, Iowa.

Also:

Senate File No. 343, a bill for an act to legalize the ordinances and amendments to ordinances passed by the town council of Nodaway, Iowa, acting as such officials.

Also:

Senate File No. 276, a bill for an act to amend the law as it appears

in Section One Hundred and Thirty-six (136) of the Supplement to the Code, fixing the manner of distribution of the report of the Academy of Sciences.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 65, a bill for an act to safeguard the traveling public and employes upon railroads, by limiting the hours of service of employes thereon, additional to Chapter Five (5), Title Ten (10) of the Code.

Also:

House File No. 298, a bill for an act to amend the law as it appears in Chapter Twenty-two (22) of the acts of the Thirty-first General Assembly, relating to the construction and maintenance of hospitals.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Weeks of Guthrie, House File No. 483, a bill for an act to legalize the acts of the town council of Bayard, Guthrie county, Iowa, the votes of the electors thereof, and irregularities in a certain election held on March 25, 1907, thereby.

Read first and second time and passed on file.

#### MESSAGES FROM THE SENATE.

The following messages were 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 Senate was asked:

House File No. 396, a bill for an act defining bucket shop and bucket shopping and making it a crime to maintain and operate the same, and providing penalties for so doing.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to substitute for Senate File

No. 18, a bill for an act regulating the sale of agricultural seeds, concentrated commercial feeding-stuffs and the materials from which they are manufactured, and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner, and making an appropriation therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 128, a bill for an act to amend Section Twenty-five Hundred and Twenty-nine (2529), Twenty-five Hundred and Thirty (2530) and Twenty-five Hundred and Thirty-four (2534) of the Code, and to repeal and enact substitutes for Sections Twenty-five Hundred and Thirty-three (2533) and Twenty-five Hundred and Thirty-eight (2538) thereof, relating to the State Veterinary Surgeon.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 108, a bill for an act repealing Section Eighteen Hundred and Fifty-five (1855) of the Code, and enacting a substitute therefor, limiting the indebtedness of state and savings banks.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 441, a bill for an act to amend Subsection Seven (7) of Section Thirteen Hundred and Four (1304) of the Supplement to the Code, relating to the exemption of property from taxation.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 333, a bill for an act to amend Sections One Hundred and Fifty-six (156) and One Hundred and Fifty-seven (157) of the Code, relating to the election and duties of the Secretary of the Executive Council, and defining the duties of said secretary, and to amend Sections Thirteen Hundred and Seventy-eight (1378) and Thirteen Hundred and Eighty-two (1382) of the Code.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 358, a bill for an act to amend Section Twenty-seven Hundred and Seventy-one (2771) of the Code, relative to the filling of vacancies on the school board.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in conference committee report to and substitute for House File No. 42, a bill for an act to repeal Section Four Hundred and Twelve (412) of the Code, and to enact a substitute therefor, relating to the time of holding meetings of the Board of Supervisors.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 352, a bill for an act to grant officers and guards of the penitentiaries at Anamosa and Fort Madison an annual vacation of fifteen days with pay.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the conference committee report and amendments to Senate File No. 30, a bill for an act relative to the commitment of persons convicted of crime and to create a system of reform and parole.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 356, a bill for an act to punish burglary with explosives.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 141, a bill for an act to amend Section Twenty-four Hundred and Eighty-three (2483) of the Supplement to the Code.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 426, a bill for an act to encourage the propagation of Mongolian Ring Neck, English and Chinese pheasants, and to prohibit the killing thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 311, a bill for an act to amend Chapter One (1), Title Seven (7) of the Code, relating to the improvements of main roads.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 159, a bill for an act to amend Chapter Six (6) of Title Nine (9) of the Code, relating to the distribution of dividends on stock in stock companies writing participating life insurance policies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and concurred in the following concurrent resolution, in which the concurrence of the Senate was asked:

Concurrent resolution relative to the publishing of the report of the Southern Battlefields Commission.

GEO. A. NEWMAN,  
*Secretary.*

SENATE MESSAGE CONSIDERED.

Senate File No. 203, a bill for an act requiring all corporations doing business within the State to make an annual report and pay an annual license fee to the Secretary of State.

Read first and second time and referred to Committee on Ways and Means.

Senate File No. 349, a bill for an act to repeal Section One Thousand Three Hundred and Forty-six-d (1346-d) of the Supplement to the Code, relating to the assessment of express companies for taxation, and to enact a substitute therefor.

Read first and second time and referred to Committee on Ways and Means.

On request of Van Houten of Taylor, unanimous consent having been given, House concurrent resolution relative to printing and binding of report and history of the Southern Battlefields Commission, with Senate amendments, was taken up and the amendments read and considered.

Mr. Van Houten moved that the House concur in the Senate amendments.

Motion prevailed, and so the House concurs.

#### CONSIDERATION OF BILLS.

Time having arrived for the consideration of Special Order No. 27, Senate File No. 109, a bill for an act to amend the law as it appears in Chapter One (1), Title IX (9) of the Code of 1897, relating to corporations for pecuniary profit, was taken up for further consideration.

Lee of Emmet called up the motion filed for the reconsideration of the vote by which the House adopted the amendment to Senate File No. 109 as proposed by Weeks of Guthrie.

Motion to reconsider prevailed.

Van Houten of Taylor moved to amend the amendment by striking out the figures "\$100,000.00" and to insert the figures "\$10,000.00" in lieu thereof.

Amendment to amendment lost.

Original amendment lost.

Hackler of Webster moved to amend Senate File No. 109 by adding as Section Four (4) the following:

No corporation shall be the owner, holder or purchaser of any part of its capital stock except for the purpose of reducing and retiring the

same, and that Section Four (4) and Section Five (5) be numbered Section Five (5) and Section Six (6).

Amendment lost.

Lee of Emmet moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Shaffer, Sidey, Smith, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Youde, Mr. Speaker—84.

The nays were:

Balluff, Dye of Pottawattamie, Earle, Greenwood, Weeks, Wolfe—6.

Absent or not voting:

Bauman, Clary, Doran, Feely, Holmes, Kendall, Koontz, Lister, Miller of Bremer, Nix, Ofill, Schroeder, Schulte, Sheldon, Sparks, Springer, Stoltenberg, Wilson—18.

So the bill passed and the title was agreed to.

Time having arrived for the consideration of Special Order No. 25, on motion of Jones of Montgomery, House File No. 419, a bill for an act dividing the State into districts, establishing agricultural and manual training schools therein, providing for the management, control and operation thereof, creating a board of trustees therefor, establishing courses of study therein, and making provision for the creation and support thereof, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Speaker Pro Tempore Hambleton in the chair.

Kelley of Polk moved to amend House File No. 419 by striking from line eight of Section One (1) the word "four" and inserting in lieu thereof the word "nine."

Also, by striking out all of lines nine to twenty-three inclusive and inserting in lieu thereof the following:

The counties of Pottawattamie, Cass, Adair, Mills, Montgomery, Adams, Union, Fremont, Page, Taylor and Ringgold shall be designated as Agricultural District No. 1, and the school authorized by this act in said district shall be located at or near the city of Red Oak, in Montgomery county.

The counties of Lyon, Osceola, Dickinson, Emmet, Sioux, O'Brien, Clay, Palo Alto, Plymouth, Cherokee, Buena Vista and Pocahontas shall be designated as Agricultural District No. 2, and the school authorized by this act in said district shall be located at or near the city of Spencer, in Clay county.

The counties of Howard, Winneshiek, Allamakee, Chickasaw, Fayette, Clayton, Bremer, Black Hawk, Buchanan, Delaware and Dubuque shall be designated as Agricultural District No. 3, and the school authorized by this act in said district shall be at or near the city of West Union, in Fayette county.

The counties of Keokuk, Washington, Louisa, Wapello, Jefferson, Henry, Des Moines, Davis, Van Buren and Lee shall be designated as Agricultural District No. 4, and the school authorized by this act in said district shall be located at or near the city of Mt. Pleasant, in Henry county.

The counties of Webster, Hamilton, Hardin, Grundy, Boone, Story, Marshall, Tama, Dallas, Polk, Jasper and Poweshiek shall be designated as Agricultural District No. 5, and the school authorized by this act in said district shall be located at or near the city of Marshalltown, in Marshall county.

The counties of Woodbury, Ida, Sac, Calhoun, Monona, Crawford, Carroll, Greene, Harrison, Shelby, Audubon and Guthrie shall be designated as Agricultural District No. 6, and the school authorized by this act in said district shall be at or near the city of Jefferson, in Greene county.

The counties of Kossuth, Winnebago, Hancock, Worth, Cerro Gordo, Mitchell, Floyd, Humboldt, Wright, Franklin and Butler shall be designated as Agricultural District No. 7, and the school authorized by this act in said district shall be located at or near the city of Mason City, in the county of Cerro Gordo.

The counties of Benton, Linn, Jones, Jackson, Clinton, Scott, Muscatine, Cedar, Johnson and Iowa shall be designated as Agricultural District No. 8, and the school authorized by this act in said district shall be located at or near the city of Cedar Rapids, in Linn county.

The counties of Madison, Warren, Marion, Mahaska, Clarke, Lucas, Monroe, Decatur, Wayne and Appanoose shall be designated as Agricultural District No. 9, and the school authorized by this act in said

district shall be at or near the city of Chariton, in the county of Lucas.

Also amend Section Sixteen (16) by striking out the word "four," being the last word in line two of said section, and inserting in lieu thereof the word "nine."

Also amend by striking out of line six of said section the word "three" and placing in lieu thereof the word "eight."

Also amend by striking out the period following the word "districts" in line sixteen of said Section Sixteen (16) and inserting a comma, followed by the words "and the same rule shall obtain until all of said schools are provided for."

Also amend by striking out of Section Seventeen (17) the first six words; also the period following the word "districts" in line two of said section and adding these words: "shall be in the same order in which they are named in this act."

Also amend by striking out Section Eighteen (18).

Speaker Kendall in the chair.

Hambleton of Mahaska moved to amend the amendment to House File No. 419 by striking out the word "Chariton" and to insert the word "Buxton" in lieu thereof.

Amendment to amendment adopted.

Roll call demanded by Jones of Montgomery and Van Houten of Taylor.

On the question, "Shall the amendment as amended be adopted?"

The yeas were:

Arney, Baird, Balluff, Conn, Cottrell, Darrah, DeMar, Dodds, Flugum, Geneva, Hackler, Heles, Kelley, Kellogg, Koontz, McAllister, McDonald, McElrath, Maben, Marston, Mercer, Reaney, Ritter Sparks, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Welden, White, Wolfe, Mr. Speaker—37.

The nays were:

Allred, Anderson, Bascom, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Corrie, Dewell, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Fox, Greenwood, Grier, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Inman, Jewell, Jones, Kull, Lowrey, Mann, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Price, Reitz, Schoenenberger, Schulte, Sidey, Smith, Springer, Stewart, Van Houten, Webster Weeks, Youde—57.

Absent or not voting:

Bauman, Bergeson, Doran, Dow, Felt, Holmes, Hume, Kendall, Lee, Lister, Offill, Schroeder, Sheldon, Wilson—14.

So the amendment as amended was lost.

Jones of Montgomery moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Arney, Bascom, Beery, Bixby, Blackmore, Brandes, Calkins, Cassady, Clarke, DeMar, Dewell, Drury, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fox, Greenwood, Hambleton, Hanna, Hanson, Harding, Harvey, Inman, Jones, Koontz, McDonald, McElrath, Mann, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Schoenberger, Schulte, Sidey, Smith, Sparks, Sullivan, Van Houten, Webster, White, Youde—50.

The nays were:

Allred, Baird, Balluff, Bonwell, Clary, Conn, Corrie, Cottrell, Darrah, Dunn, Earle, Fenn, Flugum, Geneva, Grier, Hackler, Heles, Hickey, Hume, Jewell, Kelley, Kellogg, Kull, Lowrey, McAllister, Maben, Marston, Mercer, Moore, Price, Reaney, Ritter, Shaffer, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Weeks, Welden, Wolfe, Mr. Speaker—45.

Absent or not voting:

Bauman, Bergeson, Doran, Holmes, Kendall, Lee, Lister, Offill, Reitz, Schroeder, Sheldon, Springer, Wilson—13.

So the bill having failed to receive a constitutional majority was declared lost.

#### EXPLANATION OF VOTE.

MR. SPEAKER—I voted "aye" on the amendment offered by the gentleman from Polk to House File No. 419, even though the amendment offered by the gentleman from Mahaska changes the location of the school from Chariton to Buxton. I believe his colored friends in Buxton are entitled to this consideration and am willing to make a personal sacrifice in order to assist them.

J. H. DARRAH.

On motion of Dow of Franklin, House File No. 133, a bill for an act to provide for the manufacture of binding twine in the State prison of Iowa, with report of committee recommending passage, was taken up and considered.

Drury of Sac presented the following as a substitute amendment for House File No. 133:

A BILL for an act providing for the appointment of a committee to investigate and report the feasibility and advisability of establishing a twine plant in the penal institutions in Iowa, and making an appropriation therefor.

*Be It and It is Hereby Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That a committee consisting of one from the Senate to be named by the President and two from the House to be named by the Speaker be appointed to visit two or three state prisons having binder twine plants and the St. Paul plant manufacturing binder twine from American hemp and our penitentiaries at Fort Madison and Anamosa to investigate and report to the Thirty-third General Assembly not later than the second day of the session the feasibility and advisability of establishing a plant to manufacture binder twine in one of our penal institutions, the appropriations necessary therefor, and such other information as the committee may deem advisable to submit.

SEC. 2. The said committee shall serve without compensation, but shall be allowed five cents per mile for each mile traveled by it in performing its duties. The aggregate expense, however, of said committee shall not exceed the sum of Five Hundred Dollars (\$500.00).

The expense bills of said committee shall be audited by the Executive Council and paid after said audit shall have been made.

There is hereby appropriated from the funds of the State treasury not otherwise appropriated the sum of Five Hundred Dollars (\$500.00) or so much thereof as shall be necessary to defray the expense of said committee.

SEC. 3. This act, being deemed of immediate importance, shall take effect upon its publication in the Register and Leader and Des Moines Daily Capital, newspapers published in Des Moines, Iowa.

Hambleton of Mahaska moved that the substitute amendment be laid on the table.

Motion prevailed.

Dow of Franklin moved to reconsider the vote by which the substitute amendment and original bill was laid on the table.

Roll call demanded by Drury of Sac and Meredith of Cass.

On the question, "Shall the House reconsider?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hume, Inman, Jewell, Jones, Kellogg, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mercer, Moore, Morris, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stillman, Stoltenberg, Swan, Swift, Teter, Webster, Weeks, White, Wolfe, Youde, Mr. Speaker—82.

The nays were:

Clarke, Meredith, Miller of Dubuque—3.

Absent or not voting:

Bergeson, Cassady, Dodds, Felt, Hanna, Hickey, Holmes, Kendall, Kelley, Lister, McElrath, Mason, Miller of Bremer, Nix, Offill, Schroeder, Sheldon, Sparks, Stewart, Sullivan, Van Houten, Welden, Wilson—23.

So the motion to reconsider prevailed.

The question then recurring on the motion to lay the substitute amendment upon the table.

Motion lost.

Drury of Sac moved to amend House File No. 133 by the adoption of the substitute amendment.

Amendment lost.

Dow of Franklin moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Arney, Baird, Bascom, Bauman, Beery, Blackmore, Bonwell, Brandes, Cassady, Clary, Conn, Cottrell, DeMar, Dewell, Dow, Dye of Decatur, Earle, Feay, Feely, Fenn, Flugum, Fox,

Greenwood, Grier, Hackler, Hanna, Hanson, Harvey, Heles, Jewell, Kelley, Kull, Lee, McAllister, McDonald, Maben, Marston, Mercer, Moore, Morris, Nix, Paul, Schoenenberger, Shaffer, Smith, Stillman, Swift, Weeks, White, Youde—51.

The nays were:

Allred, Balluff, Bixby, Clarke, Corrie, Darrah, Dodds, Dunn, Dye of Pottawattamie, Hambleton, Harding, Hickey, Hume, Jones, Kellogg, Koontz, Lowrey, McElrath, Mann, Mason, Meredith, Miller of Dubuque, Pierce, Price, Reaney, Ritter, Schulte, Sidey, Sparks, Stoltenberg, Swan, Teter, Webster, Van Houten, Welden, Wolfe, Mr. Speaker—37.

Absent or not voting:

Bergeson, Calkins, Doran, Drury, Elliott, Felt, Geneva, Holmes, Inman, Kendall, Lister, Miller of Bremer, Offill, Reitz, Schroeder, Sheldon, Springer, Stewart, Sullivan, Wilson—20.

So the bill having failed to receive a constitutional majority was declared lost.

#### EXPLANATION OF VOTE.

MR. SPEAKER—I vote "aye" on House File No. 133, simply out of deference to the gentleman from Franklin, knowing that the measure has been killed by the Senate. I am unalterably opposed to subjecting the laboring man to competition with convict labor.

J. H. KELLEY.

Paul of Jones moved that the report of the conference committee on Senate File No. 30 be adopted.

Motion prevailed and the report was adopted.

Paul of Jones moved that the House recede from its amendments to Senate File No. 30 as recommended by the conference committee.

On the question, "Shall the House recede?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Flugum, Fox, Greenwood, Grier, Hack-

ler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Jewell, Jones, Kelley, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Marston, Mason, Mercer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Reaney, Schoenenberger, Schulte, Sidey, Smith, Sparks, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Welden, Wolfe, Youde, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Bergeson, Calkins, Doran, Felt, Geneva, Holmes, Inman, Kellogg, Kendall, Lister, Mann, Meredith, Miller of Bremer, Moore, Offill, Price, Reitz, Ritter, Schroeder, Shaffer, Sheldon, Springer, Stewart, Sullivan, Weeks, White, Wilson—27.

So the House recesses.

On the question, "Shall the House concur in conference committee amendments to Senate File No. 30?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mercer, Meredith, Morris, Nix, Paul, Pierce, Reaney, Schulte, Sidey, Smith, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wolfe, Youde, Mr. Speaker—76.

The nays were:

Mason—1.

Absent or not voting:

Balluff, Beery, Bergeson, Calkins, Cottrell, Darrah, Doran, Fenn, Geneva, Holmes, Kelley, Kellogg, Kendall, Lister, Miller of Bremer, Miller of Dubuque, Moore, Offill, Price, Reitz, Ritter, Schoenenberger, Schroeder, Shaffer, Sheldon, Sparks, Springer, Stewart, Sullivan, Weeks, Wilson—31.

So the House concurs.

## MOTION TO RECONSIDER.

The following motion to reconsider was filed :

MR. SPEAKER—I move to reconsider the vote by which House File No. 419 failed to pass the House and by which it passed to its third reading.

HENRY RITTER.

I second the motion.

PAUL E. STILLMAN.

Unanimous consent having been given, Swan of Appanoose withdrew House File No. 326 from the Committee on Judiciary and from the further consideration of the House.

Speaker Kendall announced that as Speaker of the House, in the presence of the House, he has signed Senate Files No. 74, 231, 274, 276, 343, and House Files No. 65 and 298.

On motion of Bauman of Van Buren, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, APRIL 2, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. John C. Orth of Walnut.

Journal of Monday, April 1, corrected and approved.

Clary of Chickasaw moved that the consideration of Senate File No. 15 be made a special order for 10:45 this morning.

Motion prevailed.

## REPORTS OF COMMITTEES.

Teter of Marion, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 203, a bill for an act requiring all corporations doing business within the State to make an annual report and pay an annual license fee to the Secretary of 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 do pass.

L. D. TETER,  
*Chairman.*

Adopted.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 30, a bill for an act to revise the law relating to the sentence and commitment of persons convicted of crime, and providing for a system of reform and parole, and to create the necessary officers therefor, defining their powers and duties, and to fix their compensation, and ap-

propriating the money necessary to carry the same into effect, and to repeal all acts and parts of acts in conflict therewith.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

SENATE AMENDMENTS CONSIDERED.

On request of Darrah of Lucas, unanimous consent having been given, House File No. 141, a bill for an act to amend Section Two Thousand Four Hundred and Eighty-three (2483) of the Supplement to the Code, relating to salaries of mine inspectors, with Senate amendments, was taken up and the amendments read and considered.

Mr. Darrah moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Harding, Harvey, Heles, Hickey, Jewell, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Corrie, Doran, Drury, Earle, Hanna, Hanson, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Lister, McElrath, Maben, Mann, Marston, Meredith, Miller of Bremer, Sheldon, Sparks, Stoltenberg, Sullivan, Swift, Wilson—25.

So the House concurs.

On request of Clarke of Jefferson, unanimous consent having been given, House File No. 266, a bill for an act to repeal Section Five Hundred and Seventy-eight (578) of the Code, and to enact a substitute therefor, relating to the revocation of physicians' certificates, with Senate amendments, was taken up and the amendments read and considered.

Mr. Clarke moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Harding, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kendall, Koontz, Lee, Lowrey, McAllister, McDonald, Mann, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wolfe, Youde, Mr. Speaker—86.

The nays were:

None.

Absent or not voting:

Conn, Doran, Drury, Hanna, Hanson, Holmes, Hume, Kelley, Kellogg, Kull, Lister, McElrath, Maben, Marston, Offill, Price, Sheldon, Sparks, Springer, Stoltenberg, White, Wilson—22.

So the House concurs.

Speaker Pro Tempore Hambleton in the chair.

On request of Moore of Linn, unanimous consent having been given, substitute for House File No. 356, a bill for an act to punish burglary where explosives have been used, with Senate amendments, was taken up and the amendments read and considered.

Mr. Moore moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Darrah, DeMar, Dewell, Dodds, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Harvey, Hickey, Inman, Jewell, Jones, Kendall, Koontz, Lowrey, McAllister, McDonald, McElrath, Mann, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Conn, Corrie, Cottrell, Doran, Drury, Hambleton, Hanna, Hanson, Harding, Heles, Holmes, Hume, Kelley, Kellogg, Kull, Lee, Lister, Maben, Marston, Mercer, Ofill, Price, Sheldon, Sparks, Stewart, Stoltenberg—26.

So the House concurs.

On request of Weeks of Guthrie, unanimous consent having been given, substitute for Senate File No. 201, a bill for an act to repeal the law as it appears in Section Thirteen Hundred and Forty-seven-a (1347-a) of the Supplement to the Code, and Chapter Forty-eight (48), acts of the Thirtieth General Assembly, relating to the vocation of peddlers, defining the term peddlers so as to include transient merchants and itinerant vendors selling by sample or by taking orders for immediate or future delivery, and to enact a substitute therefor, with House amendments not concurred in by the Senate, was taken up and considered.

Jewell of Winneshiek moved that the House recede from its amendments to Senate File No. 201, not concurred in by the Senate.

On the question, "Shall the House recede?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Corrie, DeMar, Dewell, Dodds, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Hickey, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Lee, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Nix, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Sullivan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wolfe, Youde—80.

The nays were:

Paul—1.

Absent or not voting:

Conn, Cottrell, Darrah, Doran, Drury, Dunn, Feay, Hanna, Harvey, Heles, Holmes, Hume, Kellogg, Kull, Lister, Maben, Miller of Bremer, Morris, Offill, Price, Sheldon, Sparks, Stoltenberg, Swan, White, Wilson, Mr. Speaker—27.

So the House recedes.

On request of Jones of Montgomery, unanimous consent having been given, House File No. 49, a bill for an act providing for a uniform policy to be used by all fire insurance companies doing business in the State of Iowa, with Senate amendments, was taken up and the amendments read and considered.

Mr. Jones moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Morris—1.

The nays were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady,

Clarke, Clary, Conn, Corrie, Darrah, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Hickey, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Weeks, Welden, White, Wolfe, Youde, Mr. Speaker—79.

Absent or not voting:

Bergeson, Cottrell, DeMar, Doran, Dow, Earle, Elliott, Hanna, Harding, Harvey, Heles, Holmes, Hume, Kelley, Kellogg, Lister, McElrath, Maben, Miller of Bremer, Nix, Price, Schroeder, Sheldon, Sparks, Stoltenberg, Van Houten, Webster, Wilson—28.

So the House refuses to concur.

Speaker Kendall in the chair.

#### CONSIDERATION OF BILLS.

On motion of Meredith of Cass, House File No. 407, a bill for an act repealing Section Two Thousand Eight Hundred and Eighty-one (2881) of the Code, Chapter One Hundred and Fifteen (115) of the acts of the Twenty-eighth General Assembly, and Section Six (6) of Chapter One Hundred and Fourteen (114) of the acts of the Twenty-eighth General Assembly, relating to employes in the State library, fixing their salaries and providing for their bonds, and enacting a substitute therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Meredith of Cass moved to amend House File No. 407 by striking out all that part of Section One (1) of the printed bill of House File 407, beginning with the word "chapter" in line one thereof, and ending with the word "assembly" in line three thereof, and insert in lieu thereof the words "and Section Two Thousand Eight Hundred and Eighty-one-f (2881-f) of the Supplement to the Code;" also to strike out the comma immediately preceding the word "chapter."

Amendment adopted.

Meredith of Cass moved to amend the title to House File No. 407 by striking out all that part thereof beginning with the word "chapter" in line two thereof and ending with the word "as-

sembly" in line six thereof, and insert in lieu thereof the following words and figures: "and Section Two Thousand Eight Hundred and Eighty-one-f (2881-f) of the Supplement to the Code;" and also to strike out the comma immediately preceding said word "chapter."

Amendments adopted.

Meredith of Cass moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Darrah, Dewell, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Shaffer, Sidey, Smith, Stewart, Stillman, Sullivan, Swan, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—84.

The nays were:

Baird, Bonwell, Calkins, Geneva, Price, Reitz, Schulte—7.

Absent or not voting:

Cottrell, DeMar, Dodds, Doran, Feay, Fenn, Heles, Holmes, Kull, Lister, Schroeder, Sheldon, Sparks, Springer, Stoltenberg, Swift, Teter—17.

So the bill passed and the title was agreed to.

On motion of Schulte of Clayton, substitute for Senate File No. 230, a bill for an act to require a stamp or label on every ball of binder twine sold, exposed or offered for sale within this State, and providing a penalty for the violation thereof, with report of committee recommending passage, was taken up and considered.

Mr. Schulte moved that the rule be suspended and that the

bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Calkins, Cassady, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, McAllister, Maben, Mann, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—83.

The nays were:

Bonwell, Mason—2.

Absent or not voting:

Bascom, Conn, Dewell, Dodds, Doran, Felt, Geneva, Harvey, Holmes, Koontz, Lee, Lister, Lowrey, McDonald, McElrath, Marston, Miller of Bremer, Moore, Sheldon, Sparks, Springer, Sullivan, White—23.

So the bill passed and the title was agreed to.

On motion of Conn of Butler, substitute for Senate File No. 239, a bill for an act amending Section One Thousand Three Hundred and Thirty-three (1333) of the Code Supplement, in relation to taxes paid by insurance companies other than those organized under the laws of the State of Iowa, with report of committee recommending passage, was taken up and considered.

Mr. Conn moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins,

Cassady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—95.

The nays were :

Cottrell, Geneva, McDonald—3.

Absent or not voting :

Doran, Hanna, Harvey, Holmes, Koontz, Lee, Lister, Miller of Bremer, Sheldon, Sparks—12.

So the bill passed and the title was agreed to.

On motion of Bixby of Delaware, Senate substitute for Senate File No. 31, a bill for an act to prevent the adulteration, misbranding and imitation of drugs; and repealing Sections Four Thousand Nine Hundred and Eighty-three (4983), Four Thousand Nine Hundred and Eighty-five (4985), Four Thousand Nine Hundred and Eighty-six (4986) and Four Thousand Nine Hundred and Eighty-eight (4988) of the Code, and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner, was taken up and considered.

Mr. Bixby moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Elliott, Feay, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Heles, Hickey, Hume, Jewell, Jones, Kelley, Kull, McAllister, Marston, Mason, Mercer, Meredith, Miller of

Dubuque, Morris, Offill, Paul, Pierce, Reaney, Ritter, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Teter, Van Houten, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—67.

The nays were:

Balluff, Calkins, Dye of Decatur, Dye of Pottawattamie, Felt, Geneva, Inman, Kellogg, Kendall, Mann, Price, Reitz, Schoenberger, Schroeder, Springer, Swan, Swift, Wolfe—18.

Absent or not voting:

Bauman, Brandes, Corrie, Doran, Earle, Feely, Harding, Harvey, Holmes, Koontz, Lee, Lister, Lowrey, McDonald, McElrath, Maben, Miller of Bremer, Moore, Nix, Sheldon, Stoltzenberg, Sullivan, Webster—23.

So the bill passed and the title was agreed to.

#### EXPLANATION OF VOTE.

The following explanation of vote was filed:

MR. SPEAKER—I vote "nay" on Senate File No. 31 on account of a petition from our druggists.

C. C. DYE.

On motion of Harding of Woodbury, substitute for Senate File No. 235, a bill for an act to protect trainmen, and to regulate the stringing of wires over railroad tracks, and relative to the maintenance of such wires heretofore strung, with report of committee recommending passage, was taken up and considered.

Meredith of Cass moved to amend Senate substitute for Senate File No. 235 by striking out all after the enacting clause, and inserting the following in lieu thereof:

SECTION 1. That it shall be unlawful for any corporation or person to construct or maintain any wire, electrical or other, over the tracks of any railroad company at a height of less than twenty-six (26) feet, excepting trolley wires, which shall not be less than twenty-two (22) feet, from the top of rail of said railroad tracks.

SEC. 2. Any corporation or person violating this act shall be liable to a penalty of One Hundred Dollars (\$100.00). Any such penalty may be recovered in an action brought in the name of the people of the State, and it shall be the duty of the County Attorney of the proper county to bring such action.

The hour of 10:45 o'clock having arrived for the consideration of Senate File No. 15, on motion of Conn of Butler, Senate File No. 15, a bill for an act to establish an insurance department and

providing for an Insurance Commissioner, with report of committee recommending indefinite postponement and minority report recommending passage, was taken up and considered.

Clary of Chickasaw moved that the views of the minority be substituted for the report of the committee.

Time having arrived for Special Order No. 26, Van Houten of Taylor moved that the consideration of Senate File No. 196 be deferred until the pending consideration of Senate File No. 15 be disposed of.

Motion prevailed.

Roll call demanded.

On the question, "Shall the minority views be substituted for the report of the committee?"

The yeas were:

Balluff, Beery, Bixby, Cassady, Clary, DeMar, Dewell, Dodds, Earle, Geneva, Hambleton, Harding, Heles, Kelley, Kendall, Koontz, Kull, Lee, McAllister, McDonald, Meredith, Miller of Dubuque, Offill, Paul, Pierce, Price, Ritter, Schoenenberger, Schroeder, Schulte, Sidey, Smith, Sparks, Springer, Stewart, Sullivan, Wolfe—37.

The nays were:

Allred, Anderson, Baird, Bascom, Bauman, Bergeson, Blackmore, Bonwell, Brandes, Calkins, Clarke, Conn, Corrie, Cottrell, Darrah, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hanna, Hanson, Hickey, Hume, Inman, Jewell, Jones, Kellogg, Lowrey, McElrath, Maben, Mann, Mason, Mercer, Morris, Nix, Reaney, Shaffer, Stillman, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—49.

Absent or not voting:

Arney, Doran, Feay, Harvey, Holmes, Lister, Marston, Miller, of Bremer, Moore, Reitz, Sheldon, Stoltenberg, White—13.

So the House refuses to substitute.

Report of the committee recommending that the bill be indefinitely postponed adopted and Senate File No. 15 was declared indefinitely postponed.

Speaker Pro Tempore Hambleton in the chair.

On motion of Harding of Woodbury, Senate File No. 196, a bill for an act to regulate the sale or disposal of stocks of goods, wares or merchandise in bulk, and to provide a penalty for the violation thereof, with report of committee recommending passage, and minority recommending indefinite postponement, was taken up and considered.

Teter of Marion moved that the views of the minority be substituted for the report of the committee.

Speaker Kendall in the chair.

On motion of Inman of Floyd the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Speaker announced that as Speaker of the House, in the presence of the House, he had signed Senate File No. 30.

#### CONSIDERATION OF BILLS.

House resumed further consideration of Senate File No. 196, which was pending upon adjournment.

Roll call demanded.

On the question, "Shall the minority views be substituted for the report of the committee?"

The yeas were:

Allred, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Clary, Corrie, Cottrell, Darrah, DeMar, Dow, Drury, Dye of Decatur, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Harvey, Inman, Jewell, Kellogg, Kull, Lowrey, McDonald, Maben, Mann, Marston, Mercer, Meredith, Offill, Paul, Schroedr, Schulte, Shaffer, Sidey, Springer, Stewart, Stillman, Swift, Teter, Welden, Youde, Mr. Speaker—47.

The nays were:

Anderson, Arney, Balluff, Beery, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Dewell, Dodds, Dye of Pottawattamie,

Earle, Feely, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Kelley, Kendall, Koontz, Lee, Lister, McAllister, McElrath, Mason, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Smith, Sparks, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, White, Wilson—54.

Absent or not voting:

Doran, Dunn, Holmes, Hume, Jones, Sheldon, Wolfe—7.

So the House refuses to substitute.

Harding of Woodbury moved that the report of the committee recommending passage be adopted.

Motion prevailed and report was adopted.

Inman of Floyd moved to amend Senate File No. 196 by inserting between the words "business" and "shall" in the third line of Section One (1) the following: "by any person, firm or corporation at the time insolvent."

Roll call demanded by Harding of Woodbury and Darrah of Lucas.

On the question, "Shall the amendment be adopted?" ..

The yeas were:

Allred, Baird, Bascom, Bauman, Bixby, Blackmore, Bonwell, Calkins, Cottrell, Darrah, DeMar, Dow, Drury, Dye of Decatur, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Hickey, Hume, Inman, Jewell, Jones, Kellogg, Lowrey, McDonald, Maben, Mann, Mercer, Meredith, Offill, Paul, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Swift, Teter, Welden, Youde, Mr. Speaker—47.

The nays were:

Anderson, Arney, Balluff, Beery, Bergeson, Brandes, Cassidy, Clarke, Conn, Corrie, Dewell, Dodds, Dunn, Dye of Pottawatamie, Earle, Feely, Fox, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Kelley, Kendall, Koontz, Lee, Lister, McAllister, McElrath, Mason, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Sparks, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, White, Wilson, Wolfe—52.

Absent or not voting:

Clary, Doran, Grier, Harvey, Holmes, Kull, Marston, Sheldon, Springer—9.

So the amendment was lost.

Inman of Floyd moved to amend Senate File No. 196 by inserting between the words "creditor" and "of" in the fourth line of Section One (1) the following: "who furnished the goods or any portion thereof, or who furnished the money to purchase the same."

Amendment adopted.

Stillman of Greene moved to amend Senate File No. 196 by inserting after the word "merchandise" in line two of the printed bill the words "with intent to defraud creditors;" also by striking out of line four of the printed bill the words "fraudulent and."

Roll call demanded by Harding of Woodbury and Sullivan of Polk.

On the question, "Shall the amendment be adopted?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cottrell, Darrah, DeMar, Dow, Drury, Dye of Decatur, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hickey, Hume, Inman, Jewell, Kellogg, Lowrey, McDonald, Maben, Mann, Mercer, Meredith, Offill, Paul, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Swift, Teter, Welden, Youde, Mr. Speaker—49.

The nays were:

Arney, Balluff, Beery, Bergeson, Cassady, Clarke, Clary, Conn, Corrie, Dewell, Dodds, Dunn, Dye of Pottawattamie, Earle, Feely, Fox, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Jones, Kelley, Kendall, Koontz, Lee, Lister, McAllister, McElrath, Mason, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Pierce, Price, Reaney, Reitz, Ritter, Sparks, Springer, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, White, Wilson, Wolfe—52.

Absent or not voting:

Doran, Elliott, Harvey, Holmes, Kull, Marston, Sheldon—7.

So the amendment was lost.

Welden of Hardin moved to amend Senate File No. 196 by changing the period after the word "list" in line ten, Section One (1), to a semicolon, and adding the following: "Provided, however, this shall not apply to sales the aggregate of which is not more than 20 per cent. of the original stock."

Amendment adopted.

Schulte of Clayton moved to amend Senate File No. 196 by adding to Section Three (3) the following: "In no case shall the deposits so made be held over sixty days from the date of sale."

Amendment adopted.

Teter of Marion moved to amend Senate File No. 196 by striking from the first line of Section Four (4) of the printed bill the words "and assignments;" and by inserting between the word "sales" and "exchanges" in said first line the word "and."

Roll call demanded.

On the question, "Shall the amendment be adopted?"

The yeas were:

Allred, Baird, Bascom, Bauman, Bixby, Blackmore, Bonwell, Calkins, Clary, Corrie, Cottrell, Darrah, DeMar, Drury, Dye of Decatur, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Harvey, Hickey, Hume, Inman, Jewell, Kellogg, Kull, Lowrey, McDonald, Maben, Mann, Meredith, Offill, Paul, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Swift, Teter, Welden, Youde, Mr. Speaker—48.

The nays were:

Arney, Balluff, Beery, Bergeson, Brandes, Cassady, Clarke, Conn, Dewell, Dodds, Dow, Dunn, Dye of Pottawattamie, Earle, Feely, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Kelley, Kendall, Koontz, McAllister, McElrath, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Pierce, Price, Reaney, Reitz, Ritter, Sparks, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, White, Wilson, Wolfe—49.

## Absent or not voting:

Anderson, Doran, Holmes, Jones, Lee, Lister, Marston, Mason, Mercer, Sheldon, Springer—11.

So the amendment was lost.

Harding of Woodbury moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

## The yeas were:

Anderson, Arney, Balluff, Beery, Bergeson, Brandes, Cassady, Clarke, Conn, Dodds, Drury, Dunn, Dye of Pottawattamie, Earle, Feely, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Jones, Kelley, Kendall, Koontz, Lee, McAllister, McElrath, Mason, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Pierce, Price, Reaney, Reitz, Ritter, Sparks, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, White, Wilson, Wolfe—52.

## The nays were:

Allred, Baird, Bascom, Bauman, Bixby, Blackmore, Bonwell, Calkins, Clary, Corrie, Cottrell, Darrah, DeMar, Dow, Dye of Decatur, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Harvey, Hickey, Hume, Inman, Jewell, Kellogg, Kull, Lowrey, McDonald, Maben, Mann, Meredith, Offill, Paul, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Swift, Teter, Welden, Mr. Speaker—48.

## Absent or not voting:

Dewell, Doran, Holmes, Lister, Marston, Mercer, Sheldon—7.

So the bill having failed to receive a constitutional majority was declared lost.

## EXPLANATION OF VOTE.

I voted "aye" on Senate File No. 196 because I was so instructed to vote by all who wrote to me on the subject from Jefferson county.

J. FRED CLARKE.

The House resumed further consideration of Senate substitute for Senate File No. 235, which was pending upon the substitute amendment proposed by Meredith of Cass.

Substitute amendment lost.

Harding of Woodbury moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Balluff, Bascom, Bauman, Bixby, Blackmore, Bonwell, Cassady, Clarke, Clary, Conn, Corrie, Dye of Decatur, Feay, Feely, Felt, Fenn, Fox, Greenwood, Grier, Hambleton, Hanson, Harding, Heles, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lee, Lowrey, McElrath, Maben, Marston, Mason, Mercer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Ritter, Stillman, Stoltenberg, Sullivan, Swan, Van Houten, Weeks, White, Wilson, Youde—57.

The nays were:

Anderson, Baird, Brandes, Calkins, Cottrell, Darrah, DeMar, Dodds, Drury, Dye of Pottawattamie, Flugum, Harvey, Hickey, Kellogg, McAllister, McDonald, Mann, Meredith, Reitz, Schoenberger, Schroeder, Schulte, Sidey, Smith, Stewart, Wolfe—28.

Absent or not voting:

Beery, Bergeson, Dewell, Doran, Dow, Dunn, Earle, Elliott, Geneva, Hackler, Hanna, Holmes, Lister, Miller of Bremer, Offill, Price, Shaffer, Sheldon, Sparks, Springer, Swift, Webster, Mr. Speaker—23.

So the bill passed and the title was agreed to.

#### PETITIONS, MEMORIALS AND REMONSTRANCES.

Calkins of Adams presented communication of Roy E. Burns of Creston relative to Railroad Volunteer Relief Fund.

Referred to Committee on Railroads and Commerce.

#### REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 438, a bill for an act to repeal Chapter Thirty-nine (39) of the acts of the Thirty-first General Assembly and to enact a

substitute therefor, relating to the terms of office 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 be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Corrie of Ida, from the Committee on Public Lands and Buildings, submitted the following report:

MR. SPEAKER—Your Committee on Public Lands and Buildings, to whom was referred House File No. 482, a bill for an act to enable the State of Iowa to sell and dispose of all unclaimed lands within the former channel of the Des Moines river and formed by accretions in consequence of the changes of the channel of such river, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking from lines one and two of Section One (1) the words "the Des Moines river" and inserting in lieu thereof the words "any river within the State," and when so amended that the bill do pass.

S. M. CORRIE,  
*Chairman.*

Adopted.

Meredith of Cass, from the Committee on Contested Elections, presented the following reports:

In the matter of the contest of George S. Mornin vs. Guy A. Feely for a seat as member of the House of Representatives of the General Assembly of the State of Iowa as Representative from the Sixty-sixth Representative district.

MR. SPEAKER—Your Committee on Contested Elections, to whom was referred the matter of the contest of George S. Mornin, contestant, against Guy A. Feely, incumbent, for a seat as member of the House of Representatives of the Thirty-second General Assembly from the Sixty-sixth Representative district, beg leave to report that they have had the matters involved in said contest under consideration, and do hereby respectfully submit the following report thereon:

First. Your committee desires first to say that, owing to various circumstances over which neither said committee, the contestant, the incumbent nor the attorneys upon either side had any control, all hearing and consideration of the matters involved in said contest were necessarily deferred until Wednesday, the 19th of March, when a partial hearing thereon was had before a full committee, and a final but not full and complete hearing on the 22d ult.; and we further desire to state, with much regret, that, owing to the fact that such hearing has not been reached until late in the session, at a time when the individual members of the committee find themselves burdened with the closing labors of the session, there has not been op-

portunity to devote that time and patience to the hearing and investigation of said contest to which the merits of the case and the interests of the respective parties thereto were entitled; and your committee does not deem it out of order, nor any reflection upon either of the parties to this contest, to say that, in view of the additional burdens which are yet to devolve upon the individual membership of this committee as a result of the approaching end of the session, said committee could not be expected to give such contest that full and complete hearing to which both contestant and incumbent are entitled under the law and under the statement of contest as filed in said matter. However, it has been agreed by and between the parties to said contest and their respective counsel, after the said final hearing on the 22d of March, that your committee should consider the hearing as closed, deliberate upon the case, and make its report thereon to the House in accordance with its conclusions reached in such deliberations, and in the manner and form as by law provided.

Second. Your committee finds from the evidence submitted in said matter, and from the arguments of counsel upon the legal propositions involved in said contest, that there were irregularities and carelessness on the part of the election boards in several of the election precincts in said district at the general election held therein in November, 1906, which carelessness and irregularities consisted in a laxity of such election boards in the manner of canvassing the vote, the official supervision of the ballots during such canvass, and in the manner of the preservation and return of the ballots and the returns to the County Auditor after the vote had been canvassed and before the canvass of such returns by the Board of Supervisors. However, it does not appear from the evidence presented to this committee that any fraud or intentional wrong was committed by any of the officials composing such various boards of election, or that the general result of such election was in any wise affected thereby, or that the incumbent participated in or was in any wise responsible for such irregularities.

Third. Your committee further finds from the evidence produced upon said hearing that the contestant therein, George S. Mornin, instituted this proceeding and has presented the same in perfect good faith, and in the full faith and belief that he had been rightfully and legally elected to the office of Representative at said election, and that a full and final investigation of the matters alleged in his statement of contest as filed herein would reveal such fact to this House.

Fourth. And after a full and careful consideration of the matters and things involved in said contest as set forth in the statement of contest, and in the pleadings, depositions, evidence and records thus far produced therein, your committee finds that there was not sufficient evidence to show that said incumbent, Guy A. Feely, was not lawfully elected as such Representative.

Fifth. Your committee, therefore, unanimously reports in favor of dismissing said contest, and in declaring the incumbent, Guy A. Feely, to have been duly and legally elected to the office of Representative from the Sixty-sixth Representative district of Iowa, and does hereby most respectfully submit its findings, together with the rec-

ommendation that such action be approved and adopted by the House.

Your committee further reports that in preparing the evidence necessary to maintain his contest, it was necessary for the contestant to and he did take depositions of divers persons, and incurred expenses therefor, an itemized statement of which expenses so incurred is as follows, to-wit:

|                                                                                   |         |
|-----------------------------------------------------------------------------------|---------|
| J. D. Caldwell, Sheriff, serving notices and subpoenas .....                      | \$ 7.55 |
| F. S. Merriau, notary, taking depositions.....                                    | 7.50    |
| Harriet E. King, taking evidence in shorthand and making transcript thereof ..... | 22.00   |
| J. N. Sweitzer, one day, one mile .....                                           | 1.35    |
| J. K. Joder, witness, one day, one mile.....                                      | 1.35    |
| A. W. Brown, witness, one day, one mile.....                                      | 1.35    |
| J. B. Young, witness, one day, one mile.....                                      | 1.35    |
| E. E. Wilson, witness, one day, one mile.....                                     | 1.35    |
| M. Hileman, witness, one day, one mile.....                                       | 1.35    |
| C. B. Miller, witness, one day, one mile.....                                     | 1.35    |
| E. L. Hildebrand, witness, one day, one mile.....                                 | 1.35    |
| Louis Fressle, witness, one day, 16 miles.....                                    | 2.85    |
|                                                                                   | \$52.05 |

Said committee hereby recommends the payment of said various items.

All of which is respectfully submitted.

C. A. MEREDITH,  
CHAS. W. HACKLER,  
T. C. CLARY,  
CLYDE G. SPARKS,  
JNO. L. WOLFE,  
J. L. BASCOM,  
N. J. LEE,

*Committee.*

Adopted.

Also:

MR. SPEAKER—As a separate and further report, your committee would state that in their opinion the contest was brought about by the contestant honestly and for an honest purpose, without malice, and because he believed that he was elected by the qualified electors of said representative district; that in the bringing and prosecution of said contest he has incurred large personal expenses, and been compelled to employ and pay attorneys to bring and prosecute his said action, which costs and expenses are as follows:

|                                             |          |
|---------------------------------------------|----------|
| J. T. Sullivan, attorney's fees in full.... | \$ 75.00 |
|---------------------------------------------|----------|

EXPENSES.

|                                                           |         |
|-----------------------------------------------------------|---------|
| March 6 and 7, car fare to Des Moines<br>and return ..... | \$ 6.30 |
|-----------------------------------------------------------|---------|

|                                                                     |       |               |
|---------------------------------------------------------------------|-------|---------------|
| Hotel and meals .....                                               | 6.00  |               |
| March 15 and 16, car fare to Des Moines<br>and return .....         | 6.30  |               |
| Hotels, meals and telephone .....                                   | 7.25  |               |
| March 19, 20, 21 and 22, car fare to Des<br>Moines and return ..... | 6.30  |               |
| Hotel, meals and telephone .....                                    | 16.50 | 49.15         |
|                                                                     |       | <u>124.15</u> |
| W. N. Birdsall, attorney fees in full....                           |       | 75.00         |

## EXPENSES.

|                               |         |               |
|-------------------------------|---------|---------------|
| Feb. 1, railway fare .....    | \$ 6.30 |               |
| Hotel and buffet fare .....   | 3.00    |               |
| March 5-8, railway fare ..... | 6.30    |               |
| Hotel and buffet fare .....   | 12.50   |               |
| March 16, railway fare .....  | 3.70    |               |
| Hotel and buffet fare .....   | 4.50    |               |
| March 19, railway fare .....  | 6.30    |               |
| Hotel and buffet fare .....   | 13.50   |               |
| Telegrams and telephone ..... | 2.75    | 58.85         |
|                               |         | <u>258.00</u> |

Your committee further reports that the incumbent, Guy A. Feely, has also been put to large cost and expense by way of attorney fees, and has expended as follows, to-wit:

|                                           |          |
|-------------------------------------------|----------|
| O. B. Courtright, attorney's fees in full | \$ 75.00 |
|-------------------------------------------|----------|

## EXPENSES.

|                                                         |       |       |
|---------------------------------------------------------|-------|-------|
| Jan. 14, railroad fare, Des Moines and<br>return .....  | 3.15  |       |
| Hotel bill .....                                        | 3.50  |       |
| March 6, railroad fare, Des Moines and<br>return .....  | 6.30  |       |
| Hotel bill .....                                        | 6.00  |       |
| March 14, railroad fare, Des Moines and<br>return ..... | 6.30  |       |
| Hotel bill .....                                        | 3.00  |       |
| March 16, railroad fare .....                           | 3.15  |       |
| March 22, hotel bill .....                              | 10.00 | 41.40 |

|                                         |          |
|-----------------------------------------|----------|
| C. D. Kern, attorneys' fees in full.... | \$ 75.00 |
|-----------------------------------------|----------|

## EXPENSES.

|                                     |         |               |
|-------------------------------------|---------|---------------|
| Jan. 9, car fare .....              | \$ 6.25 |               |
| March 16, car fare .....            | 6.25    |               |
| March 5, car fare .....             | 6.25    |               |
| March 18, car fare .....            | 6.25    |               |
| Thirteen days' hotel expenses ..... | 39.00   | 64.00         |
|                                     |         | <u>255.40</u> |

Your committee would therefore recommend to the House of Representatives that there be paid to George S. Mornin for attorneys' fees and their expenses the sum of \$258.00, and that there also be appropriated and paid to the incumbent, Guy A. Feely, for attorneys' fees and their expenses the sum of \$255.40.

All of which is respectfully submitted.

C. A. MEREDITH,  
J. L. BASCOM,  
JNO. L. WOLFE,  
N. J. LEE,  
CHAS. W. HACKLER,  
T. C. CLARY,  
CLYDE G. SPARKS,

*Committee.*

Adopted.

Lee of Emmet, from the Committee on Pardons, submitted the following reports:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of John G. Steele, a convict, No. 6,999, now confined in the State penitentiary at Fort Madison, Iowa, under life sentence from the District Court of Monroe county, for murder in the first degree, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that said application be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the applications for pardon by the following convicts, now confined in the State penitentiaries for life, namely, Albert Parnitzka, No. 5,461, and Herman Boeck, No. 3,448, beg leave to report that in each one of these cases the application has been withdrawn, and no further action is called for.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application of Orman McPherson for pardon, a convict, No. 6,932, now confined in the State penitentiary at Fort Madison, under life sentence from the District Court of Louisa county, for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that his application for executive clemency be at this time denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of C. A. Williams, a convict, No. 7,646, now confined in the State penitentiary at Fort Madison, Iowa, under life sentence from the District Court of Union county, Iowa, for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application of J. B. Taylor for pardon, a convict, No. 637, now confined in the State penitentiary at Anamosa, Iowa, under life sentence from the District Court of Clinton county, for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that his application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of Alexander D. Storms, a convict, No. 7,267, now confined in the State penitentiary at Fort Madison, Iowa, under life sentence from the District Court of Louisa county, Iowa, for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of Wm. Toole, a convict, No. 2,967, now confined in the State penitentiary at Anamosa, Iowa, under life sentence from the District Court of Sac county, for the murder of his wife, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of George Weems, a convict, No. 6,107, now confined in the State penitentiary at Anamosa, Iowa, under life sentence from the District Court of Polk county, Iowa, for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of W. P. Glyndon, a convict, No. 2,686, now confined in the State penitentiary at Fort Madison, Iowa, under life sentence from the District Court of Story county, Iowa, for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of Nathan Rainsbarger, of Marshall county, a convict, No. 1,672, now confined in the State penitentiary at Anamosa, Iowa, under life sentence for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of Otto Otten, a convict, No. 1,572, now on parole granted by the Twenty-ninth General Assembly, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said pardon be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application of John Penny for pardon, a convict, No. 4,360, now confined in the State penitentiary at Anamosa, Iowa, under life sentence from the District Court of Emmet county, Iowa, for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application of L. W. Haley for pardon, a convict, No. 2,656, now confined in the State penitentiary at Anamosa, Iowa, under life sentence for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of Elmer Warren, of Tama county, a convict, No. 2,042, now confined in the State penitentiary at Anamosa, Iowa, under life sentence for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of Hugh Robbard, a convict, No. 2,602, now confined in the State penitentiary at Anamosa, Iowa, under life sentence from the District Court of Dubuque county, Iowa, for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of Charles Stegall, of Scott county, Iowa, a convict, No. 4,101, now confined in the State penitentiary at Anamosa, Iowa, under life sentence for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of James Burns, a convict, No. 8,348, now confined in the State penitentiary at Fort Madison, Iowa, under life sentence from the District Court of Polk county, Iowa, for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of Frank Rainsbarger, of Marshall county, a convict, No. 1,601, under life sentence, at Anamosa, Iowa, for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of Thomas W. Watson, a convict, No. 2,672, now confined in the State penitentiary at Anamosa, Iowa, under life sentence for murder in the first degree of S. Shelley, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that the said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for pardon of M. B. Foster, a convict, No. 5,206, now confined at Fort Madison, Iowa, under life sentence from the District Court of Taylor county, Iowa, for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that said application for executive clemency be denied.

N. J. LEE,  
*Chairman.*

Adopted.

#### INTRODUCTION OF BILLS.

By the Committee on Contested Elections, House File No. 484, a bill for an act to reimburse George S. Mornin and Guy A. Feely for expenses incurred in the election contest from the Sixty-sixth Representative district of Iowa, and to pay sundry persons for services, per diem, mileage, and expenses, rendered and incurred in connection with said election contest.

#### HOUSE FILE NO. 484.

A BILL for an act to reimburse George S. Mornin and Guy A. Feely for expenses incurred in the election contest from the Sixty-sixth Representative district of Iowa, and to pay sundry persons for services, per diem, mileage, and expenses, rendered and incurred in connection with said election contest.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. There is hereby appropriated out of any money in the State treasury not otherwise appropriated the sum of Five Hundred Sixty-five and 45-100 Dollars (\$565.45), in full of all attorneys' fees, costs, and expenses incurred in the Mornin-Feely election contest from the Sixty-sixth Representative district of Iowa.

SEC. 2. That the sum of money hereby appropriated shall be paid to the following named persons and in the following named sums:

To George S. Mornin, the sum of \$258.00; to Guy A. Feely, the sum of \$255.40.

To J. D. Caldwell, sheriff, serving notices and subpoenas, \$7.55; F. S. Merriau, notary, taking depositions, \$7.50; Harriet E. King, taking evidence in shorthand and making transcript thereof, \$22.00; J. J. Rainbow, witness, one day, one mile, \$1.35; J. N. Sweitzer, witness, one day, one mile, \$1.35; J. K. Joder, witness, one day, one mile, \$1.35; A. W. Brown, witness, one day, one mile, \$1.35; J. B. Young, witness, one day, one mile, \$1.35; E. E. Wilson, witness, one day, one mile, \$1.35; M. Hileman, witness, one day, one mile, \$1.35; C. B. Miller, witness, one day, one mile, \$1.35; E. L. Hildebrand, witness, one day, one mile, \$1.35; Louis Fressle, witness, one day, sixteen miles, \$2.85.

SEC. 3. The Auditor of State is hereby authorized and directed to draw his warrant upon the State treasury in favor of the persons named

in Section Two (2) of this act, in the respective sums herein appropriated to each.

SEC. 4. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and in the Des Moines Capital, newspapers published in the city of Des Moines, Iowa.

Read first and second times and passed on file.

BY THE COMMITTEE ON PARDONS, HOUSE JOINT RESOLUTION NO. 6.

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for the pardon of Jasper Mason, a convict, No. 2,675, now confined in the State penitentiary at Anamosa, Iowa, under life sentence from the District Court in the State of Iowa, in and for Dallas county, for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that the following joint resolution be adopted:

N. J. LEE,  
Chairman.

HOUSE JOINT RESOLUTION NO. 6.

JOINT RESOLUTION advising and recommending the conditional pardon of Jasper Mason.

*Be It Resolved by the House of Representatives of the Thirty-second General Assembly of the State of Iowa, the Senate concurring, That the Governor be and he is hereby authorized to grant, and we advise and recommend that he grant, a conditional pardon to Jasper Mason, formerly of Dallas county, Iowa, and who is now confined in the State penitentiary at Anamosa, Iowa, under life sentence from the District Court of the State of Iowa, in and for Dallas county, upon such terms and conditions as the Governor may prescribe.*

Read first and second times and passed on file.

BY THE COMMITTEE ON PARDONS, HOUSE JOINT RESOLUTION NO. 7.

MR. SPEAKER—Your Committee on Pardons, to whom was submitted the application for the pardon of Betsy Smith, a convict, No. 2,775, now confined in the State penitentiary at Anamosa, Iowa, under life sentence from the District Court of the State of Iowa, in and for Polk county, for murder in the first degree, beg leave to report that they have had said application under consideration and have instructed me to report the same back to the House with the recommendation that the following joint resolution be adopted:

N. J. LEE,  
Chairman.

HOUSE JOINT RESOLUTION NO. 7.

JOINT RESOLUTION advising and recommending the conditional pardon of Betsy Smith.

*Be It Resolved by the House of Representatives of the Thirty-second General Assembly of the State of Iowa, the Senate concurring, That the*

Governor be and he is hereby authorized to grant, and we advise and recommend that he grant, a conditional pardon to Betsy Smith, formerly of Polk county, Iowa, who is now confined in the State penitentiary at Anamosa, Iowa, under a life sentence from the District Court of the State of Iowa, in and for Polk county, upon such terms and conditions as the Governor may prescribe.

Read first and second times and passed on file.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 313, a bill for an act relative to the construction of fire escapes on certain buildings.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 268, a bill for an act to define and regulate the practice of optometry and for creation of a board of examiners in optometry.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House No. 61, a bill for an act relating to liability of corporations operating railways to their employes.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 125, a bill for an act to repeal Section Twenty-four Hundred and Seventy-four (2474) of the Code, relating to reports and returns to the Bureau of Labor statistics, and enact a substitute therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 457, a bill for an act to create a commission to examine the subject of taxation for State and local purposes, providing for their duties and making appropriation therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 60, a bill for an act relative to the establishment of levees, drains, ditches and watercourses.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 238, a bill for an act to legalize county certificates issued by County Superintendents prior to October 1, 1906, and to declare the rights of the holders thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 212, a bill for an act providing for the examining and firing of shots in mines where shooting and blasting are done.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 398, a bill for an act to prohibit the service of certain male animals for breeding purposes within six hundred feet of a public school building during terms of school.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended by substitute and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 29, a bill for an act to amend Section Seven (7) of Chapter One Hundred and Nine (109) of the laws of the Thirty-first General Assembly, relating to registration of births and deaths.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 437, a bill for an act to repeal Section Four Hundred and Sixteen (416) of the Code, relating to the division of a county by townships into supervisor districts and regulating time of regular meeting.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 341, a bill for an act to repeal Section Seventeen Hundred and Seventy-four (1774) of the Code, relating to valuation of policies of life insurance companies, and to enact a substitute therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 281, a bill for an act to appropriate not to exceed Seven Thousand Five Hundred Dollars (\$7,500.00) for experiments in animal breeding.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following joint resolution, in which the concurrence of the Senate was asked:

House Joint Resolution No. 4, approving estimates of cost, plans and specifications of library building at Cedar Falls, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 379, a bill for an act to prohibit common carriers of passengers from issuing, furnishing or giving free tickets, free passes, free transportation or discriminating reduced rates, except to certain described persons; to prohibit the acceptance or use of such free tickets, free passes, free transportation or discriminating reduced rates by any except certain described persons; providing a penalty for the

violation of the act; also for annual reports and for the repeal of Chapter Ninety (90), laws of the Thirty-first General Assembly.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 435, a bill for an act defining, regulating and conferring rights and powers upon automobile railways, additional to Chapter Four (4), Title X (10) of the Code.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 473, a bill for an act to legalize the annexation of certain territory to the city of Centerville, Appanoose county, Iowa, and the election of officers by said city as enlarged.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 362, a bill for an act to amend Chapter Four (4), Title VII (7) of the Code, relating to the collection of a tax upon inheritances.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 351, a bill for an act to amend Section Thirteen (13), Chapter One Hundred and Sixty-six (166), laws of the Thirty-first General Assembly, relating to appropriation for the enforcement of pure food law.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 301, a bill for an act to indemnify C. T. Jones for money paid out by him in contesting a civil action instituted by the State of Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate concurs in House amendments to Senate File No. 277, a bill for an act to provide a uniform system of books, blanks, records, vouchers, etc., for the use of County Auditors, County Treasurers and Clerks of the District Court.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate concurs in House amendments to Senate File No. 305, a bill for an act to amend Section Twenty-one Hundred and Sixteen (2116) of the Code, relating to the duty of railroads.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 242, a bill for an act to create a commission to examine, revise and codify the laws relating to the public schools, and such other purposes as may be incident thereto.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 360, a bill for an act to regulate the soliciting and using of proxies by insurance companies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate concurs in House amendments to Senate File No. 271, a bill for an act to repeal Chapter One Hundred and Forty (140), laws of the Thirty-first General Assembly, relative to bonds of school corporations, and enact a substitute therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 429, a bill for an act for the relief of the grantees

of James Seeby Parsons, and for the purpose of having a patent issued in the name of Cornelis De Geest for a certain tract of land.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 101, a bill for an act appropriating money to J. H. Cownie, Jr., R. R. McCutchen and F. M. Hubbell, as trustees, to reimburse them for the funds advanced and used in the purchase of a tract of land for the State as an addition to the State Fair Grounds.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 348, a bill for an act to amend the law as it appears in Section Twenty-six Hundred and Eight (2608) of the Supplement to the Code, relating to the Soldiers' Home at Marshalltown.

GEO. A. NEWMAN,  
*Secretary.*

#### SENATE AMENDMENTS CONSIDERED.

Senate File No. 362, a bill for an act to amend Chapter Four (4), Title Seven (7), of the Code, relating to the collection of a tax upon inheritances.

Read first and second time and referred to Committee on Ways and Means.

Senate File No. 301, a bill for an act to indemnify C. T. Jones for money paid out by him in contesting a civil action instituted against him by the State of Iowa.

Read first and second time and referred to Committee on Appropriations.

Senate File No. 242, a bill for an act to create a commission to examine, revise and codify the laws relating to the public schools, and such other purposes as may be incident thereto.

Read first and second time and referred to Committee on Schools and Text Books.

Senate File No. 47, a bill for an act to amend the law as it appears in Chapter Eighty-eight (88), laws of the Thirtieth Gen-

eral Assembly, relating to compensation of deputy and assistant dairy commissioners.

Read first and second time and referred to Committee on Compensation of Public officers.

Senate File No. 336, a bill for an act amendatory of and additional to the law as it appears in Section Three (3), Chapter One Hundred and Sixteen (116), of the laws of the Thirty-first General Assembly of Iowa, relative to the practice of dentistry; and extending the time within which to file licenses issued prior to January 1, 1907, under certain conditions.

Read first and second time and passed on file.

Senate File No. 311, a bill for an act to amend Chapter One (1), Title Seven (7), of the Code, relating to the improvement of main roads.

Read first and second time and referred to Committee on Roads and Highways.

Substitute for Senate File No. 159, a bill for an act to amend Chapter Six (6) of Title Nine (9) of the Code, relating to the distribution of dividends on stock in stock companies writing participating life insurance policies.

Read first and second time and referred to Committee on Insurance.

Senate File No. 351, a bill for an act to authorize the sale of the southwest quarter of Section 27, Township 78 north, Range 24 west of the 5th principal meridian, known as the camp ground of the Iowa National Guard, and to use the proceeds of the sale, or so much thereof as may be necessary, in the purchase and improvement of another camp ground for the said guard.

SENATE FILE NO. 351.

A BILL for an act to authorize the sale of the southwest quarter ( $\frac{1}{4}$ ) of Section Twenty-seven (27), Township Seventy-eight (78) North, Range Twenty-four (24), West of the Fifth (5th) Principal Meridian, known as the camp ground of the Iowa National Guard, and to use the proceeds of the sale, or so much thereof as may be necessary, in the purchase and improvement of another camp ground for the said guard.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. The Governor of the State is hereby authorized to sell, with the approval of the Executive Council, the southwest quarter ( $\frac{1}{4}$ )

of Section Twenty-seven (27), Township Seventy-eight (78) North, Range Twenty-four (24), West of the Fifth (5th) Principal Meridian, now known as the camp ground of the Iowa National Guard, executing proper conveyance thereof, and to use the proceeds of such sale in the purchase or condemnation and improvement of another site for a camp ground for the said guard, which new site shall be adjacent to a rifle range to be acquired for the use of the guard by the United States.

SEC. 2. The proceeds of the sale above authorized shall be deposited in the State treasury, and shall be drawn therefrom for the purpose above mentioned upon vouchers approved by the Governor and Executive Council, and warrants drawn by the State Auditor. The abstract of title of any land sought to be purchased hereunder must be submitted to the Attorney-General, and the opinion of the Attorney-General must be filed to the effect that a good title is thereby shown, before the purchase is made.

SEC. 3. This act, being deemed of immediate importance, shall take effect from and after its publication in the Register and Leader and Des Moines Capital, newspapers published at Des Moines, Iowa.

Read first and second time and passed on file.

#### SENATE MESSAGES CONSIDERED.

On request of Blackmore of Worth, unanimous consent having been given, House File No. 281, a bill for an act to appropriate not to exceed Seven Thousand Five Hundred (\$7,500) Dollars for experiments in animal breeding and feeding, with Senate amendments, was taken up and the amendments read and considered.

Mr. Blackmore moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Brandes, Calkins, Cassady, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stillman, Stolt-

enberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—91.

The nays were:

None.

Absent or not voting:

Allred, Balluff, Beery, Bonwell, Clarke, Cottrell, Doran, Holmes, Lee, Miller of Bremer, Moore, Ritter, Schroeder, Sheldon, Stewart, White, Wolfe—17.

So the House concurs.

On request of Jones of Montgomery, unanimous consent having been given, House Joint Resolution No. 4, relative to approving estimates of cost, plans and specifications of library building at Cedar Falls, Iowa, with Senate amendments, was taken up and the amendments read and considered.

Mr. Jones moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—88.

The nays were:

None.

Absent or not voting:

Balluff, Bauman, Beery, Cottrell, Doran, Earle, Elliott, Felt,

Harding, Heles, Holmes, Lee, Lister, McElrath, Miller of Bremer, Ofill, Schoenenberger, Sheldon, Stewart, Stoltenberg—20.

So the House concurs.

On request of Jones of Montgomery, unanimous consent having been given, House File No. 341, a bill for an act to repeal Section One Thousand Seven Hundred and Seventy-four (1774) of the Code, relating to valuation of policies of life insurance companies and to enact a substitute therefor, with Senate amendments, was taken up and the amendments read and considered.

Mr. Jones moved that the House concur in the Senate amendments:

On the question, "Shall the House concur?"

The yeas were:

Hambleton, Price—2.

The nays were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hanna, Hanson, Harvey, Hickey, Hume, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—85.

Absent or not voting:

Beery, Bergeson, Cassady, Darrah, Doran, Earle, Feay, Harding, Heles, Holmes, Jewell, Kull, Lee, Lister, Miller of Bremer, Reitz, Schroeder, Sheldon, Sidey, Smith, Sparks—21.

So the House refuses to concur.

On request of Jones of Montgomery, unanimous consent having been given, Senate substitute amendment for House File No. 29, a bill for an act to amend Section Seven (7) of Chapter One Hundred and Nine (109) of the laws of the Thirty-first General As-

sembly, relating to registration of births and deaths, with Senate amendments, was taken up and the amendments read and considered.

Mr. Jones moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hanson, Harding, Harvey, Heles, Hickey, Inman, Jones, Kelley, Kellogg, Koontz, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Reaney, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—84.

The nays were:

Hambleton, Moore, Price, Reitz, Ritter, Schoenenberger—6.

Absent or not voting:

Balluff, Beery, Darrah, Doran, Dow, Fox, Geneva, Hanna, Holmes, Hume, Jewell, Kull, Lee, Lister, Miller of Bremer, Sheldon, Sparks, Stoltenberg—18.

So the House concurs.

#### CONSIDERATION OF BILLS.

On motion of Dunn of Jackson, Senate File No. 275, a bill for an act to amend Section Three (3) and Four (4) of Chapter Three (3) of the acts of the Thirty-first General Assembly, relating to printing, binding and distribution of State reports and documents, with report of committee recommending passage, was taken up, considered and the report of the committee adopted.

Mr. Dunn moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Drury, Dunn, Dyè of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mercer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Sullivan, Swift, Teter, Van Houten, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—81.

The nays were:

Moore—1.

Absent or not voting:

Allred, Arney, Baird, Balluff, Bergeson, Dewell, Doran, Dow, Earle, Felt, Fox, Holmes, Koontz, Kull, Lee, Lister, Mason, Meredith, Miller of Bremer, Ofill, Price, Sheldon, Stillman, Stoltenberg, Swan, Webster—26.

So the bill passed and the title was agreed to.

On motion of Teter of Marion, Senate File No. 81, a bill for an act providing for the storage and transportation of powder into coal mines while miners or other employes are working, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendments adopted.

Mr. Teter moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Fenn, Flu-

gum, Fox, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Mercer, Meredith, Miller of Dubuque, Morris, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—88.

The nays were:

Arney, Balluff, Price—3.

Absent or not voting:

Beery, Corrie, Dodds, Doran, Earle, Felt, Greenwood, Holmes, Kellogg, Lee, Lister, Miller of Bremer, Moore, Schulte, Sheldon, Stoltenberg, White—17.

So the bill passed and the title was agreed to.

#### RESOLUTIONS.

Sullivan of Polk presented resolutions of respect to the memory of ex-Lieutenant Governor Frank T. Campbell, who departed this life March 6, 1907, at Lima, Ohio, and moved that the rule be suspended and resolution adopted.

Rule suspended and resolution unanimously adopted by a rising vote.

Ofill of Jasper presented resolutions of respect in memory of Hon. John C. Donahey, who departed this life at Newton, Iowa, March 26, 1907, and moved that the rules be suspended and the resolution adopted.

Rule suspended and the resolution unanimously adopted.

Unanimous consent having been given, Mercer of Pocahontas withdrew House File No. 416 from the Committee on Congressional Districts and from the further consideration of the House.

Unanimous consent having been given, Bixby of Delaware withdrew Senate File No. 242 from the Committee on Schools and Text Books and the same was ordered passed on file.

On motion of Lee of Emmet the consideration of House Joint Resolutions No. 6 and 7 was made a special order for tomorrow afternoon at 2 o'clock.

Unanimous consent having been given, Clary of Chickasaw withdrew House File No. 31 from the Committee on Insurance and from the further consideration of the House.

On motion of Geneva of Keokuk, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, APRIL 3, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by Rev. Wm. Williamson of Des Moines.

Journal of Tuesday, April 2, corrected and approved.

On request of Corrie of Ida, leave of absence was granted Doran of Boone until recovery.

## REPORTS OF COMMITTEES.

Hambleton of Mahaska, from the Committee on Mines and Mining, submitted the following report:

MR. SPEAKER—Your Committee on Mines and Mining, to whom was referred House File No. 371, a bill for an act to confer jurisdiction over the gypsum mines of this State on the State Mine Inspectors and providing for the enforcement of Chapter Nine (9) of Title Twelve (12) of the Code in reference thereto, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

A. F. N. HAMBLETON,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Maben of Hancock, from the Committee on Claims, submitted the following report:

MR. SPEAKER—Your Committee on Claims, to whom was referred House File No. 350, a bill for an act to indemnify D. H. Fieste for personal injury sustained by him while employed at the Hospital for the Insane at Independence, 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 by striking out the words and figures "Three Thousand Dollars (\$3,000)" and by inserting in lieu thereof "Five Hundred Dollars (\$500)," and when so amended that it be referred to the Committee on Appropriations.

O. K. MABEN,  
*Chairman.*

Adopted, and the bill was so referred.

Lowrey of Calhoun, from the Committee on Banks and Banking, submitted the following report:

MR. SPEAKER—Your Committee on Banks and Banking, to whom was referred House File No. 284, a bill for an act to authorize State and savings banks and loan and trust companies to act as guardian, administrator, executor, trustee, assignee, receiver, custodian, or conservator, and providing for the regulation and examination of loan and trust companies and the payment of fees for examination, beg leave to report 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. H. LOWREY,  
*Chairman.*

Adopted.

Morris of Sioux, from the Committee on Roads and Highways, submitted the following report:

MR. SPEAKER—Your Committee on Roads and Highways, to whom was referred Senate File No. 311, a bill for an act to amend Chapter One (1), Title Seven (7) of the Code, relating to the improvement of main roads, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be amended by striking out the word "majority" in the second line of Section Two (2) of the original bill and inserting in lieu thereof the words "seventy-five per cent," and when so amended that the bill do pass.

J. F. MORRIS,  
*Chairman.*

Adopted.

Stillman of Greene, 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. 128, a bill for an act to amend Sections Twenty-five Hundred and Twenty-nine (2529) and Twenty-five Hundred and Thirty-four (2534) of the Code and to repeal and enact substitutes for Sections Twenty-five Hundred and Thirty-three (2533) and Twenty-five Hundred and Thirty-eight (2538) thereof, relating to the State Veterinary Surgeon.

Also:

House File No. 141, a bill for an act to amend Section Two Thousand Four Hundred and Eighty-three (2483) of the Supplement to the Code, relating to salaries of mine inspectors.

Also:

House File No. 266, a bill for an act to repeal Section Two Thousand Five Hundred and Seventy-eight (2578) of the Code, and to enact a substitute therefor, relating to the revocation of physicians' certificates.

Also:

House File No. 352, a bill for an act to grant officers and guards at the penitentiaries at Anamosa and Fort Madison an annual vacation of fifteen days with pay.

Also:

House File No. 356, a bill for an act to punish burglary where explosives have been used.

Also:

House File No. 358, a bill for an act to amend Section Twenty-seven Hundred Seventy-one (2771) of the Supplement to the Code, relative to the filling of vacancies on the school board.

Also:

House File No. 408, a bill for an act to amend Section Three Hundred Ten (310) of the Supplement to the Code, relating to qualification for admission to the bar.

Also:

House File No. 426, a bill for an act to encourage propagation of Mongolian, Ring Neck, English and Chinese pheasants, and to prohibit the killing thereof.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Also:

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 128, a bill for an act to amend Sections Twenty-five Hundred and Twenty-nine (2529) and Twenty-five Hundred and Thirty-four (2534) of the Code and to repeal and enact substitutes for Sections Twenty-five Hundred and Thirty-three (2533) and Twenty-five Hundred and Thirty-eight (2538) thereof, relating to the State Veterinary Surgeon.

Also:

House File No. 141, a bill for an act to amend Section Two Thou-

sand Four Hundred and Eighty-three (2483) of the Supplement to the Code, relating to salaries of mine inspectors.

Also:

House File No. 266, a bill for an act to repeal Section Two Thousand Five Hundred and Seventy-eight (2578) of the Code, and to enact a substitute therefor, relating to the revocation of physicians' certificates.

Also:

House File No. 352, a bill for an act to grant officers and guards at the penitentiaries at Anamosa and Fort Madison an annual vacation of fifteen days with pay.

Also:

House File No. 356, a bill for an act to punish burglary where explosives have been used.

Also:

House File No. 358, a bill for an act to amend Section Twenty-seven Hundred Seventy-one (2771) of the Supplement to the Code, relative to the filling of vacancies on the school board.

Also:

House File No. 408, a bill for an act to amend Section Three Hundred Ten (310) of the Supplement to the Code, relating to qualification for admission to the bar.

Also: ♦

House File No. 426, a bill for an act to encourage propagation of Mongolian, Ring Neck, English and Chinese pheasants, and to prohibit the killing thereof.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Also:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 160, a bill for an act to amend the law as it appears in Section One Hundred and Sixty-eight (168) of the Supplement to the Code and in Chapter Two (2) of Title Thirteen (13) of the Code and Code Supplement and amendments thereto, and Chapter One Hundred and Twenty-two (122) of the acts of the Thirty-first General Assembly, defining the duties, fixing the compensation and providing for the supplies and printing and providing for the payment of the expenses of the Educational Board of Examiners, its secretary and employees.

Also:

Senate File No. 73, a bill for an act to pay sundry persons named in

this bill for material and labor furnished by them in the erection of the medical hospital of the Iowa State University, erected in 1897.

Also:

Senate File No. 277, a bill for an act to provide a uniform system of books, blanks, records, vouchers, receipts, etc., for the use of County Auditors, County Treasurers, and Clerks of the District Court.

Also:

Senate File No. 123, a bill for an act to amend Section Forty-nine Hundred and Sixty-nine (4969) of the Code, providing for the punishment of cruelty to animals.

Also:

Senate File No. 204, a bill for an act to amend the law as it appears in Section Two Thousand Five Hundred and Ninety-six-a (2596-a) of the Supplement to the Code, in relation to the sale of cocaine, and restricting the sale of certain other drugs.

Also:

Senate File No. 347, a bill for an act granting to cities and towns power to regulate, define, tax, license, and prohibit public dance halls, skating rinks, fortune tellers, palmists and clairvoyants, and to license and regulate the construction of bill boards and to tax owners or persons maintaining the same.

Also:

Senate File No. 280, a bill for an act providing for the nomination, by political parties or organizations, of candidates for various offices and the election of delegates to conventions of said political parties or organizations, and the election of party committeemen, by a primary election, and for the holding of conventions by such political parties or organizations, providing penalties for the violations thereof, and repealing Chapter Forty (40), laws of the Thirtieth General Assembly, and Chapters Forty-five (45) and Forty-six (46), laws of the Thirty-first General Assembly, relating to primary elections.

Also:

Senate File No. 340, a bill for an act amending Section Two Thousand and Fifty-one (2051) of the Code, relating to the conditional sale or lease of railroad or street railway equipment or rolling stock, so as to provide for the conditional sale or lease of power house and electrical equipment of interurban or street railways or of electric light and power companies or of steam heating companies.

Also:

Senate File No. 109, a bill for an act to amend the law as it appears in Chapter One 1), Title Nine (9) of the Code, relating to corporations for pecuniary profit.

Also:

Senate File No. 271, a bill for an act to repeal Chapter One Hun-

dred and Forty (140), laws of the Thirty-first General Assembly, relative to bonds of school corporations, and enacting a substitute therefor.

Also:

Senate File No. 305, a bill for an act to amend Section Two Thousand One Hundred Sixteen (2116) of the Code, relating to the duty of railroads.

Also:

Senate File No. 267, a bill for an act to permit fraternal beneficiary societies, orders, or associations to purchase and own real estate, to erect buildings thereon and to occupy and rent the same.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 128, a bill for an act to amend Sections Twenty-five Hundred and Twenty-nine (2529) and Twenty-five Hundred and Thirty-four (2534) of the Code and to repeal and enact substitutes for Sections Twenty-five Hundred and Thirty-three (2533) and Twenty-five Hundred and Thirty-eight (2538) thereof, relating to the State Veterinary Surgeon.

Also:

House File No. 141, a bill for an act to amend Section Two Thousand Four Hundred and Eighty-three (2483) of the Supplement to the Code, relating to salaries of mine inspectors.

Also:

House File No. 266, a bill for an act to repeal Section Two Thousand Five Hundred and Seventy-eight (2578) of the Code, and to enact a substitute therefor, relating to the revocation of physicians' certificates.

Also:

House File No. 352, a bill for an act to grant officers and guards at the penitentiaries at Anamosa and Fort Madison an annual vacation of fifteen days with pay.

Also:

House File No. 356, a bill for an act to punish burglary where explosives have been used.

Also:

House File No. 358, a bill for an act to amend Section Twenty-seven

Hundred Seventy-one (2771) of the Supplement to the Code, relative to the filling of vacancies on the school board.

Also:

House File No. 408, a bill for an act to amend Section Three Hundred Ten (310) of the Supplement to the Code, relating to qualification for admission to the bar.

Also:

House File No. 426, a bill for an act to encourage propagation of Mongolian, Ring Neck, English and Chinese pheasants, and to prohibit the killing thereof.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

#### RESOLUTIONS.

Stillman of Greene presented resolutions of respect to the memory of Hon. J. C. Robeson, who departed this life July 16, 1906, at Albia, Iowa, and moved that the rule be suspended and the resolution adopted.

Rule suspended and the resolution was unanimously adopted.

#### INTRODUCTION OF BILLS.

By Meredith of Cass, House File No. 485, a bill for an act to repeal Sections One Thousand Four Hundred (1400) of the Code and One Thousand Four Hundred (1400) of the Supplement to the Code, and to enact a substitute therefor, relating to the lien of taxes and to the enforcement thereof as against certain personal property when sold in the bulk or at a single sale.

#### HOUSE FILE NO. 485.

A BILL for an act to repeal Sections Fourteen Hundred (1400) of the Code and Fourteen Hundred (1400) of the Supplement to the Code, and to enact a substitute therefor, relating to the lien of taxes and to the enforcement thereof as against certain personal property when sold in the bulk or at a single sale.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. Taxes upon real estate shall be a lien thereon against all persons except the State. Taxes due from any person upon personal property shall be a lien upon any and all real estate owned by such person or to which he may acquire title. As against a purchaser, such liens shall attach to real estate on and after the thirty-first day of December in each year.

SEC. 2. Taxes upon stocks of goods or merchandise, or upon the general personal property of any person, shall be a lien thereon, and shall continue a lien thereon when sold in bulk or when sold or disposed of at one general sale or otherwise than in the regular retail course of

business or by piecemeal or when about to be so sold or disposed of, and may be collected from any owner, purchaser or vendee of such property or any part thereof in the manner hereinafter provided, or in any other manner authorized by law. In the event of any such sale or disposition or contemplated sale or disposition, such lien shall be treated in all respects as relating back to and existing in full force and effect from the first day of January of the year for which such property is assessed, and thereupon such tax shall immediately become due and collectible.

SEC. 3. All provisions of Chapter Two (2) of Title Seven (7) of the Code and Supplement to the Code and acts amendatory thereto, relating to the enforcement by distress and restraint of the lien for taxes against personal property of a non-resident of this State which is intended for sale or consumption at, or shipment to, a place other than that where located, are hereby made applicable to the provisions of Section Two (2) of this act.

SEC. 4. In all cases where buildings are assessed as personal property, the taxes shall be and remain a lien on said buildings from the date of levy until paid.

SEC. 5. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and in the Des Moines Capital, newspapers published at Des Moines, Iowa.

Read first and second time and referred to Committee on Ways and Means.

#### SENATE AMENDMENTS CONSIDERED.

On request of Grier of Poweshiek, unanimous consent having been given, House File No. 379, a bill for an act to prohibit common carriers of passengers from issuing, furnishing or giving free tickets, free passes, free transportation or discriminating reduced rates, except to certain described persons; to prohibit the acceptance or use of such free tickets, free passes, free transportation or discriminating reduced rates by any except certain described persons; providing a penalty for the violation of the act, also for annual reports and for the repeal of Chapter Ninety (90), laws of the Thirty-first General Assembly, with Senate amendments, was taken up and the amendments read and considered.

Weeks of Guthrie moved to strike out of the bill the words "State sanitarian" as the same appears therein.

Amendment lost.

Mr. Grier moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Beery, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Darrah, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Elliott, Feay, Feely, Fenn, Fox, Geneva, Grier, Hackler, Hanson, Harding, Harvey, Heles, Holmes, Inman, Jewell, Jones, Kellogg, Lee, Lister, Lowrey, McDonald, McElrath, Mann, Marston, Mason, Moore, Nix, Ofill, Paul, Sheldon, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Welden, White, Wolfe, Youde, Mr. Speaker—60.

The nays were:

Baird, Bascom, Bauman, Bergeson, Bonwell, Calkins, Cottrell, DeMar, Dye of Pottawattamie, Earle, Felt, Flugum, Greenwood, Hambleton, Hanna, Hickey, Kelley, Kendall, Kull, McAllister, Maben, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Swift, Weeks, Wilson—42.

Absent or not voting:

Balluff, Doran, Hume, Koontz, Mercer, Sparks—6.

So the House concurs.

EXPLANATIONS OF VOTE ON SENATE AMENDMENTS TO HOUSE FILE NO. 379.

MR. SPEAKER—I vote "aye" to concur in the Senate amendments to House File No. 379 because the friends of the measure asked for such a vote, it being too late for a conference committee.

J. FRED CLARKE.

MR. SPEAKER—I vote "aye" on motion to concur in Senate amendments to House File No. 379 for the reason it is apparent that if the House should refuse to concur that no legislation on this subject would result this season. I regard the bill in the form it has passed as a much more stringent law than the one on the statute books.

N. J. LEE,

MR. SPEAKER—I vote "aye" though I do not approve the Senate amendments to House File No. 379.

F. F. JONES.

MR. SPEAKER—I vote "aye" on Senate amendments to House File No. 379 because I believe that this is the best we can do at this time.

C. L. MARSTON.

MR. SPEAKER—I vote "aye" on the question of concurring in Senate

amendments to House File No. 379 only in deference to the wishes of the author and other special friends of the bill.

P. M. JEWELL.

Corrie of Ida called up motion filed for the reconsideration of the vote by which Senate File No. 20 passed the House and by which the amendment proposed by Conn of Butler was adopted and by which it passed to its third reading.

Motion prevailed.

The bill was declared to be on its second reading.

Unanimous consent having been given, Conn of Butler withdrew the following amendment to Senate File No. 20:

By changing the punctuation mark after the word "associations" in line eleven of Section One (1), as printed in the Journal, to a comma, and adding the clause "authorized to transact business in this State."

Corrie of Ida moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, Dewell, Dow, Drury, Dunn, Dye of Decatur, Earle, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva Greenwood, Grier, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kelley, Kendall, Koontz, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Morris, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—78.

The nays were:

Paul—1.

Absent or not voting:

Balluff, Bonwell, Brandes, Calkins, DeMar, Dodds, Doran, Dye of Pottawattamie, Feely, Hackler, Hanna, Inman, Kellogg, Kull, Lee, Mercer, Miller of Bremer, Moore, Nix, Offill, Price, Schroeder, Shaffer, Sheldon, Sidey, Sparks, Stoltenberg, White, Wolfe—29.

So the bill passed and the title was agreed to.

## MESSAGES FROM THE SENATE.

The following messages were 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 Senate was asked:

House File No. 479, a bill for an act authorizing street railways to permit the use of their tracks and terminal facilities to interurban railways in cities, and fixing the compensation therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 252, a bill for an act to repeal Section Twenty-eight Hundred and Fourteen (2814) of the Code, and enact a substitute therefor, relative to the acquisition of school sites.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 470, a bill for an act to legalize the incorporation of the town of Prairieburg, Linn county, Iowa, and all acts done and ordinances passed by the town council of said town.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 455, a bill for an act to amend Chapter Eighty (80) of the acts of the Thirtieth General Assembly, relating to State hospitals for inebriates and to furnish additional provision in regard to commitments to and release from such hospitals.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 462, a bill for an act to release and convey to Mary A. T. Sanders all rights, title and interest of the State of Iowa in or to certain described real estate

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 444, a bill for an act to legalize the acts done and ordinances passed by the town council of Dexter, Dallas county, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 464, a bill for an act to legalize the plat and dedication of the College addition, the Second College addition, Lathrop's addition and Johnston's addition to the incorporated town of Humboldt, Humboldt county, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked.

House File No. 421, a bill for an act to repeal Section Two Thousand and Twenty-six (2026) of the Supplement to the Code and Chapter Eighty-seven (87) of the acts of the Thirty-first General Assembly, relating to street railways over highways.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 385, a bill for an act to amend Section Two Thousand and Twenty-two (2022) of the Code, relating to cattle guards at private crossings of railways.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 348, a bill for an act to legalize the actions of certain homes for unfortunate women or abandoned children, and amend articles of incorporation therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 463, a bill for an act to amend Section Thirty-five Hundred and Forty (3540) of the Code, relating to the publication of original actions against unknown defendants.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 322, a bill for an act to amend Section Twenty-two Hundred and Seventy (2270) of the Code, relating to settlement of insane patients.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 414, a bill for an act to repeal Section Twenty-nine Hundred and Thirty-five (2935) of the Code and to enact a substitute therefor, relating to indexes to be kept by County Recorders.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 14, a bill for an act to prohibit the corrupt influencing of agents, employes or public officers acting in behalf of a principal in any business transaction and provide a penalty therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate concurs in House amendments to substitute for Senate File No. 42, a bill for an act relating to the capital stock of insurance companies, conditions for operating same and providing penalties for the violation thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate concurs in House amendments to substitute for Senate File No.

278, a bill for an act to authorize the construction of a lock canal between Spirit Lake and East Okoboji Lake, in Dickinson county, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate insists on its amendments to House File No. 130, a bill for an act to amend Section Three Hundred and Eight (308) of the Supplement to the Code as amended by Chapter Eleven (11), acts of the Thirty-first General Assembly, relating to the compensation of County Attorneys, and asks for a conference committee, and names on the part of the Senate: Senators Jones, Hopkins, Nichols, Wilson of Clinton.

GEO. A. NEWMAN,  
*Secretary.*

#### CONSIDERATION OF BILLS.

On motion of Teter of Marion, Senate File No. 84, a bill for an act to create a board of regents for the State University, the College of Agriculture and Mechanic Arts, and the Normal School, and to prescribe its duties, and to provide for the management and control of the State University, the College of Agriculture and Mechanic Arts, and the Normal School, to make appropriations therefor, and to repeal Sections Twenty-six Hundred and Seventeen (2617), Twenty-six Hundred and Eighteen (2618), Twenty-six Hundred and Nineteen (2619), Twenty-six Hundred and Twenty (2620), Twenty-six Hundred and Thirty-five (2635), Twenty-six Hundred and Thirty-six (2636), Twenty-six Hundred and Forty-two (2642), Twenty-six Hundred and Forty-six (2646), Twenty-six Hundred and Forty-seven (2647), Twenty-six Hundred and Fifty (2650), Twenty-six Hundred and Fifty-one (2651), Twenty-six Hundred and Fifty-two (2652), Twenty-six Hundred and Fifty-three (2653), Twenty-six Hundred and Sixty-eight (2668), Twenty-six Hundred and Sixty-nine (2669), Twenty-six Hundred and Seventy (2670), and Twenty-six Hundred and Eighty-one (2681) of the Code, and the law as it appears in Sections Twenty-seven Hundred and Twenty-seven-a-Fifty-three (2727-a-53), Twenty-seven Hundred and Twenty-seven-a-Fifty-four (2727-a-54), Twentyseven Hundred and Twenty-seven-a-Fifty-five (2727-a-55), Twenty-seven Hundred and Twenty-seven-a-Fifty-six (2727-a-56) of the Supplement to the Code, and to repeal all acts and parts of acts inconsistent with this act, with report of committee recommending indefinite postponement and minority recommending passage, was taken up and considered.

Teter of Marion moved that the minority views be substituted for the report of the committee.

Lee of Emmet in the chair.

Speaker Kendall in the chair.

Speaker appointed as conference committee on House File No. 130, on the part of the House: Weeks of Guthrie, Hackler of Webster, Hambleton of Mahaska, Harding of Woodbury.

Speaker Kendall announced that, as Speaker of the House, in the presence of the House, he has signed Senate Files No. 160, 73, 277, 123, 204, 347, 280, 340, 109, 271, 305, 267 and House Files No. 128, 141, 266, 352, 356, 358, 408, 426.

On motion of Geneva of Keokuk, the House adjourned till 1:30 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

MOTION TO RECONSIDER.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which Senate File No. 275 passed the House and by which it passed to its third reading.

G. H. VAN HOUTEN.

I second the motion.

C. G. GREENWOOD.

CONSIDERATION OF BILLS.

House resumed consideration of Senate File No. 84, which was pending on the motion to substitute the minority views as the report of the committee.

Roll call demanded.

On the question, "Shall the minority views be substituted for the report of the committee?"

The yeas were:

Arney, Baird, Bascom, Bauman, Bergeson, Bonwell, Brandes, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Drury,

Feay, Fenn, Flugum, Hackler, Hanna, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kull, Lee, Lowrey, McAllister, McDonald, Maben, Mann, Meredith, Miller of Dubuque, Schroeder, Shaffer, Sidey, Sparks, Stewart, Teter, Welden, Youde, Mr. Speaker—45.

The nays were:

Allred, Anderson, Balluff, Beery, Bixby, Blackmore, Calkins, Cassady, Clary, Dewell, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fox, Geneva, Greenwood, Grier, Hambleton, Hanson, Harding, Inman, Kelley, Kellogg, Kendall, Koontz, Lister, Marston, Mason, Miller of Bremer, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Sheldon, Smith, Springer, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, White, Wilson, Wolfe—59.

Absent or not voting:

Doran, Earle, McElrath, Mercer—4.

So the House refuses to substitute.

Teter of Marion moved that the report of the committee be adopted.

Motion prevailed, and Senate File No. 84 was indefinitely postponed.

#### REPORTS OF COMMITTEES.

Teter of Marion, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 61, a bill for an act to authorize the bringing of ordinary suits at law for the collection of delinquent taxes and for the issuance of writs of attachment in certain cases and to amend Section Fourteen Hundred and Fourteen (1414) 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 do pass.

L. D. TETER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 349, a bill for an act to repeal Section Thirteen

Hundred and Forty-six-d (1346-d) of the Supplement to the Code, relating to the assessment of express companies for taxation, 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:

Strike out of line twenty-two, beginning with the word "the," down to and including the word "value" in the twenty-fourth line, and insert the following: "and which is used exclusively outside the general business of the company, and also the actual value of that part of its property, if any, without the State which cannot lawfully be considered in determining the mileage value of its routes and the aggregate of such values."

Strike out the comma after the word "company" in the thirty-first line, and insert between said word "company" and the word "and" the following: "or may ascertain their value in any other practicable manner."

And when so amended that the bill do pass.

L. D. TETER,  
*Chairman.*

Adopted.

Hume of Mitchell, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 45, a bill for an act to amend the law as it appears in Section Twenty-two Hundred and Eleven (2211) of the Supplement to the Code, and to amend Section Twelve (12), Chapter Seventy-seven (77), of the acts of the Thirtieth General Assembly, and Section Eighteen (18) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to repeal Section Fourteen (14) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly and to enact a substitute therefor, and to provide for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued them by the State for military purposes, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

T. H. HUME,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 47, a bill for an act to amend the law as it appears in Chapter Eighty-eight (88), laws of the Thirtieth General Assembly, relating to compensation of Deputy and Assistant Dairy 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 as follows:

By striking out the word "fourteen" in the fifth line of Section One (1) and inserting in lieu thereof the word "twelve."

By striking out the word "fifteen" in the sixth line of Section One (1) and inserting the word "fourteen" in lieu thereof.

And when so amended that the bill do pass.

T. H. HUME,  
*Chairman.*

Adopted.

Darrah of Lucas, from the Committee on Elections, submitted the following report:

MR. SPEAKER—Your Committee on Elections, to whom was referred House File No. 477, a bill for an act to provide for the publication of candidates' expenses, and for the prevention of corrupt practices in political campaigns, 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 the recommendation that the following be substituted therefor, and that said substitute amendment do pass.

SUBSTITUTE FOR HOUSE FILE NO. 477.

A BILL for an act to amend Title Six (6), Chapter Three (3) of the Code, relating to elections.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Title Six (6), Chapter Three (3) of the Code be and the same is hereby amended by adding the following sections thereto:

SEC. 2. Every candidate for any office to be voted for at any primary, municipal or general election shall, within ten days after the holding of such primary, municipal or general election, file a true, correct, detailed, sworn statement showing each and all sums of money or other things of value disbursed, expended or promised, directly or indirectly, by him, and, to the best of his knowledge and belief, by any other person or persons in his behalf, for the purpose of aiding or securing his nomination or election. If the person be a candidate for a municipal or a county office, such statement shall be filed with the County Auditor; if for a State office, or any other office to be voted for by the electors of more than one county, such statement shall be filed with the Secretary of State. Such statements shall show the dates, amounts, and from whom such sums of money or other things of value were received; and the dates, amounts, purposes and to whom paid or disbursed, and shall include the assessment of any person, committee or organization in charge of the campaign of such candidate.

SEC. 3. In prosecutions under this act, no witness shall be excused from giving testimony on the ground that his testimony would tend to render him criminally liable or expose him to public ignominy, but any matter so elicited shall not be used against him, and said witness

shall not be prosecuted for any crime connected with or growing out of the act on which the prosecution is based in the cause in which his evidence is used for the State; under the provisions of this section.

SEC. 4. The chairman of each party central committee for the State, district or county shall file a statement of receipts and expenditures within ten days after the general election. The chairman of State and district central committees shall file said statements with the Secretary of State; and the chairmen of county central committees, with the County Auditor. Such statements shall contain all the information required to be filed by candidates as set forth in Section Two (2) of this act, and in addition thereto shall state the amounts or balances remaining on hand. The person filing the same shall make oath that it is a full, true and correct statement.

SEC. 5. The statements provided for in this act shall be open at all times to the inspection of the public, and remain on file and become a part of the permanent records in the office where filed.

SEC. 6. It shall be the duty of the judges and clerks of all municipal, general and primary elections to prohibit the placing, keeping and giving to the voters, by any person, of any cigars, food or other refreshments or treats, in or about the polling place.

SEC. 7. Any person violating any of the provisions of the last five preceding sections shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be punished by a fine of not less than Fifty Dollars (\$50.00) nor more than Three Hundred Dollars (\$300.00), or by imprisonment in the county jail not less than thirty (30) days nor more than six (6) months.

And when so amended that the bill do pass.

J. H. DARRAH,  
*Chairman.*

Passed on file.

Stillman of Greene, 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 Joint Resolution No. 4, approving estimates of cost, plans, and specifications of library building at Cedar Falls, Iowa.

Also:

House File No. 29, a bill for an act to amend Section Seven (7) of Chapter One Hundred and Nine (109) of the laws of the Thirty-first General Assembly, relating to registration of births and deaths.

Also:

House File No. 101, a bill for an act appropriating money to J. H. Cownie, Jr., R. R. McCutchen and F. M. Hubbell, as trustees, to reimburse them for the funds advanced and used in the purchase of a tract of land for the State as an addition to the State Fair Grounds.

Also:

House File No. 348, a bill for an act to amend the law as it appears

in Section Twenty-six Hundred and Eight (2608) of the Supplement to the Code, relating to the Soldiers' Home at Marshalltown.

Also:

House File No. 351, a bill for an act to amend Section Thirteen (13), Chapter One Hundred and Sixty-six (166) of the laws of the Thirty-first General Assembly, relating to appropriations for the enforcement of pure food law.

Also:

House File No. 360, a bill for an act to regulate the soliciting and using of proxies by insurance companies.

Also:

House File No. 429, a bill for an act for the relief of the grantees of James Seby Parsons, and for the purpose of having a patent issued in the name of Cornelis De Geest for a certain tract of land.

Also:

House File No. 435, a bill for an act defining, regulating and conferring rights and powers upon automobile railways, additional to Chapter Four (4), Title Ten (10) of the Code.

Also:

House File No. 473, a bill for an act to legalize the annexation of certain territory to the city of Centerville, Appanoose county, Iowa, and the election of officers by said city as enlarged.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House Joint Resolution No. 4, approving estimates of cost, plans, and specifications of library building at Cedar Falls, Iowa.

Also:

House File No. 29, a bill for an act to amend Section Seven (7) of Chapter One Hundred and Nine (109) of the laws of the Thirty-first General Assembly, relating to registration of births and deaths.

Also:

House File No. 101, a bill for an act appropriating money to J. H. Cownie, Jr., R. R. McCutchen and F. M. Hubbell, as trustees, to reimburse them for the funds advanced and used in the purchase of a tract of land for the State as an addition to the State Fair Grounds.

Also:

House File No. 348, a bill for an act to amend the law as it appears

in Section Twenty-six Hundred and Eight (2608) of the Supplement to the Code, relating to the Soldiers' Home at Marshalltown.

Also:

House File No. 351, a bill for an act to amend Section Thirteen (13), Chapter One Hundred and Sixty-six (166) of the laws of the Thirty-first General Assembly, relating to appropriations for the enforcement of pure food law.

Also:

House File No. 360, a bill for an act to regulate the soliciting and using of proxies by insurance companies.

Also:

House File No. 429, a bill for an act for the relief of the grantees of James Seby Parsons, and for the purpose of having a patent issued in the name of Cornelis De Geest for a certain tract of land.

Also:

House File No. 435, a bill for an act defining, regulating and conferring rights and powers upon automobile railways, additional to Chapter Four (4), Title Ten (10) of the Code.

Also:

House File No. 473, a bill for an act to legalize the annexation of certain territory to the city of Centerville, Appanoose county, Iowa, and the election of officers by said city as enlarged.

Also:

Senate File No. 278, a bill for an act to amend Section One (1) of Chapter One Hundred and Eighty-six (186), laws of the Thirtieth General Assembly, relating to lake and lake beds.

Also:

Senate File No. 230, a bill for an act to require a stamp or label on every ball of binder twine sold, exposed or offered for sale within this State, and providing a penalty for the violation thereof.

Also:

Senate File No. 42, a bill for an act relating to the capital stock of insurance companies, providing the conditions under which such companies shall operate upon the stock plan, prohibiting the advertising of an authorized capital, and providing penalties for the violation hereof.

Also:

Senate File No. 239, a bill for an act amending Section Thirteen Hundred and Thirty-three (1333) of the Code Supplement, in relation to taxes paid by insurance companies other than those organized under the laws of the State of Iowa.

Also:

Senate File No. 201, a bill for an act to repeal Chapter Forty-eight

(48), acts of the Thirtieth General Assembly, relating to the vocation of peddlers, defining the term peddlers so as to include transient merchants and itinerant vendors selling by sample or by taking orders for immediate or future delivery, and to enact a substitute therefor.

PAUL E. STILLMAN,

*Chairman House Committee.*

W. B. SEELEY,

*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House Joint Resolution No. 4, approving estimates of cost, plans, and specifications of library building at Cedar Falls, Iowa.

Also:

House File No. 29, a bill for an act to amend Section Seven (7) of Chapter One Hundred and Nine (109) of the laws of the Thirty-first General Assembly, relating to registration of births and deaths.

Also:

House File No. 101, a bill for an act appropriating money to J. H. Cownie, Jr., R. R. McCutchen and F. M. Hubbell, as trustees, to reimburse them for the funds advanced and used in the purchase of a tract of land for the State as an addition to the State Fair Grounds.

Also:

House File No. 348, a bill for an act to amend the law as it appears in Section Twenty-six Hundred and Eight (2608) of the Supplement to the Code, relating to the Soldiers' Home at Marshalltown.

Also:

House File No. 351, a bill for an act to amend Section Thirteen (13), Chapter One Hundred and Sixty-six (166) of the laws of the Thirty-first General Assembly, relating to appropriations for the enforcement of pure food law.

Also:

House File No. 360, a bill for an act to regulate the soliciting and using of proxies by insurance companies.

Also:

House File No. 429, a bill for an act for the relief of the grantees of James Seby Parsons, and for the purpose of having a patent issued in the name of Cornelis De Geest for a certain tract of land.

Also:

House File No. 435, a bill for an act defining, regulating and conferring rights and powers upon automobile railways, additional to Chapter Four (4), Title Ten (10) of the Code.

Also:

House File No. 473, a bill for an act to legalize the annexation of certain territory to the city of Centerville, Appanoose county, Iowa, and the election of officers by said city as enlarged.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 361, a bill for an act authorizing the Board of Supervisors in bordering counties upon state lines to meet the authorities in control of public highways in matter of repair.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 355, a bill for an act authorizing the State Board of Control of the State of Iowa to grant the right of way for an interurban or other railway across the lands of the Iowa State Hospital at Mt. Pleasant, Henry county, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 350, a bill for an act to amend the law as it appears in Section One (1), Chapter Eighty-five (85), acts of the Thirtieth General Assembly, relating to salary of Commissioner of Bureau of Labor Statistics and his secretary.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has failed to pass the following bill, in which the concurrence of the Senate was asked:

House File No. 304, a bill for an act to transfer from the Auditor of State to the Treasurer of State all the powers, duties and responsibilities relating to State and savings banks and loan and trust companies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 353, a bill for an act to amend the law and provide substitute therefor, providing for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued to them by the State for military purposes.

GEO. A. NEWMAN,  
*Secretary.*

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 303, a bill for an act to repeal Sections Three Hundred and Seventy-three (373), Three Hundred and Seventy-four (374), Three Hundred and Seventy-five (375) and Three Hundred and Seventy-six (376) of the Code, in relation to notaries public, also amend Section Sixty-eight (68) of the Code, in relation to the registration of commissions.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate concurs in House amendments to substitute for Senate File No. 237, a bill for an act providing for scales and the weighing of commodities transported in carload lots and furnishing certificates of weight by common carriers and providing penalties for the violation thereof.

GEO. A. NEWMAN,  
*Secretary.*

Time having arrived for the consideration of Special Order No. 29, on motion of Lee of Emmet, House Joint Resolution No. 6, a joint resolution advising and recommending the conditional pardon of Jasper Mason, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Clarke of Jefferson in the chair.

Speaker Kendall in the chair.

Lee of Emmet moved that the rule be suspended, that the joint resolution be considered engrossed and read a third time now, which motion prevailed, and the joint resolution was read a third time.

## HOUSE JOINT RESOLUTION NO. 6.

JOINT RESOLUTION advising and recommending the conditional pardon of Jasper Mason.

*Be It Resolved by the House of Representatives of the Thirty-second General Assembly of the State of Iowa, the Senate concurring,* That the Governor be and he is hereby authorized to grant, and we advise and recommend that he grant, a conditional pardon to Jasper Mason, formerly of Dallas county, Iowa, and who is now confined in the State penitentiary at Anamosa, Iowa, under life sentence from the District Court of the State of Iowa, in and for Dallas county, upon such terms and conditions as the Governor may prescribe.

On the question, "Shall the joint resolution pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Miller of Bremer, Miller of Dubuque, Moore, Nix, Ofill, Paul, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—87.

The nays were:

Dow, Earle, Grier, Meredith, Morris, Schoenenberger, Springer, Swift—8.

Absent or not voting:

Calkins, Clary, Conn, Doran, Feay, Heles, Lister, Mercer, Pierce, Price, Sparks, White, Wolfe—13.

So House Joint Resolution No. 6 passed and the title was agreed to.

## PETITIONS, MEMORIALS AND REMONSTRANCES.

McAllister of Linn presented petition of Winfield Scott Post No. 66, G. A. R., of Webster City, relative to the privileges which should be granted by the federal government to the survivors of the Iowa Northern Border Brigade.

Referred to Committee on Military Affairs.

The time having arrived for the consideration of Special Order No. 28, on motion of Lee of Emmet, House Joint Resolution No. 7, joint resolution advising and recommending the conditional pardon of Betsey Smith, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Mr. Lee moved that the rule be suspended and that the joint resolution be considered engrossed and read a third time now, which motion prevailed, and the joint resolution was read a third time.

HOUSE JOINT RESOLUTION NO. 7.

JOINT RESOLUTION advising and recommending the conditional pardon of Betsey Smith.

*Be It Resolved by the House of Representatives of the Thirty-second General Assembly of the State of Iowa, the Senate concurring, That the Governor be and he is hereby authorized to grant, and we advise and recommend that he grant, a conditional pardon to Betsey Smith, formerly of Polk county, Iowa, who is now confined in the State penitentiary at Anamosa, Iowa, under a life sentence from the District Court of the State of Iowa, in and for Polk county, upon such terms and conditions as the Governor may prescribe.*

On the question, "Shall the joint resolution pass?"

The yeas were:

Allred, Bascom, Dye of Decatur, Elliott, Hambleton, Hume, Koont, Lee, McElrath, Paul, Schulte, Sidey, Smith, Sparks, Webster Welden, Youde, Mr. Speaker—18.

The nays were:

Anderson, Arney, Baird, Balluff, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Flugum, Greenwood, Grier, Hackler, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Kelley, Kendall, Lister, McAllister, Maben, Marston, Mason, Meredith, Moore, Offill, Reaney, Ritter, Schoenenberger, Schroeder, Shaffer, Sheldon, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten—68.

Absent or not voting:

Darrah, Doran, Fenn, Fox, Geneva, Jones, Kellogg, Kull.

Lowrey, McDonald, Mann, Mercer, Miller of Bremer, Miller of Dubuque, Morris, Nix, Pierce, Price, Reitz, White, Wilson, Wolfe—22.

So the joint resolution having failed to receive a constitutional majority was declared lost.

Van Houten of Taylor called up motion filed for the reconsideration of the vote by which Senate File No. 275 passed the House and passed to its third reading.

Motion prevailed, and bill declared to be on its second reading.

Senate File No. 275, a bill for an act to amend Sections Three (3) and Four (4) of Chapter Three (3) of the acts of the Thirty-first General Assembly, relating to printing, binding and distribution of State reports and documents.

Van Houten of Taylor moved to amend Senate File No. 275 by inserting at the end of Section One (1) of the Senate bill the following:

That said Section be further amended by striking out the word "two" in the twenty-second line and inserting in lieu thereof the word "four."

Amendment adopted.

Mr. Van Houten moved that the rule be suspended, that the bill be considered engrossed and read a third time, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Corrie, Darrah, DeMar, Dewell, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Hume, Inman, Kelley, Kellogg, Kendall, Koontz, Lowrey, McAllister, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swift, Teter, Van Houten, Weeks, White, Wilson, Youde, Mr. Speaker—84.

The nays were:

Balluff, Harvey, Sheldon—3.

Absent or not voting:

Conn, Cottrell, Doran, Dow, Grier, Holmes, Jewell, Jones, Kull, Lee, Lister, McDonald, McElrath, Mercer, Morris, Price, Schroeder, Swan, Webster, Welden, Wolfe—21.

So the bill passed and the title was agreed to.

On motion of Van Houten of Taylor, Senate File No. 318, a bill for an act to amend Chapter One Hundred and Sixty-five (165), laws of the Thirty-first General Assembly, relating to the definition of adulterated foods, and fixing standards for certain food products, with report of committee recommending passage, was taken up and considered.

Van Houten of Taylor moved to amend Senate File No. 318 by striking out the word "otto" in the first line of Division Fifteen (15) of Section Three (3) of the bill and insert in lieu thereof the word "attar."

Amendment adopted.

Mr. Van Houten moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kendall, Lee, Lister, McAllister, Mann, Marston, Mason, Meredith Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, White, Wilson, Youde, Mr. Speaker—86.

The nays were:

Harding, Kull—2.

Absent or not voting:

Balluff, Clary, Doran, Hanna, Harvey, Jones, Kellogg, Koontz, Lowrey, McDonald, McElrath, Maben, Mercer, Price, Ritter, Springer, Stillman, Teter, Welden, Wolfe—20.

So the bill passed and the title was agreed to.

On motion of Hambleton of Mahaska, House File No. 367, a bill for an act to amend Section One Thousand Three Hundred and Three (1303) of the Code as amended, relative to the assessment of taxes, with report of committee recommending passage, was taken up and considered.

Hambleton of Mahaska moved to amend House File No. 367 by striking out all of Section One (1) after the semicolon, in the sixth line of the printed bill, and inserting in lieu thereof the following:

Provided the indebtedness of such county has not been increased during the previous fiscal year by action of such Board of Supervisors.

Amendment adopted.

Mr. Hambleton moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Clarke, Cottrell, Darrah, Dewell, Drury, Dunn, Feay, Feely, Felt, Fenn, Hackler, Hanson, Harding, Harvey, Hickey, Lister, Mason, Meredith, Miller of Bremer, Nix, Pierce, Reaney, Ritter, Schulte, Sidey, Stewart, Sullivan, Swan, White, Wilson, Wolfe, Mr. Speaker—39.

The nays were:

Allred, Anderson, Arney, Baird, Brandes, Calkins, Conn, Corrie, DeMar, Dodds, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Flugum, Fox, Geneva, Grier, Hambleton, Hanson, Heles, Inman, Jewell, Kelley, Kendall, Kull, Lee, McAllister, McDonald, McElrath, Mann, Marston, Miller of Dubuque, Moore, Morris, Paul, Reitz, Schoenenberger, Schroeder, Sheldon, Smith, Swift, Webster, Weeks, Welden, Youde—47.

Absent or not voting:

Balluff, Bergeson, Cassady, Clary, Doran, Greenwood, Holmes, Hume, Jones, Kellogg, Lowrey, Maben, Mercer, Offill, Price, Shaffer, Sparks, Springer, Stillman, Stoltenberg, Teter, Van Houten—22.

The bill having failed to receive a constitutional majority was declared lost.

On motion of Sullivan of Polk, House File No. 468, a bill for an act authorizing cities having a population of sixty thousand (60,000) or over to erect a city hall, to purchase the necessary ground therefor, and to levy a special tax for the purpose of paying for the same, and repealing Chapter Twenty-seven (27) of the laws of the Thirtieth General Assembly, with report of committee recommending passage as amended, was taken up, considered and the committee amendments adopted.

Moore of Linn moved to amend House File No. 468 by inserting after the words "special charter," wherever they appear, the words "having a population of fifteen thousand or over."

Amendment adopted.

Sullivan of Polk moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Beery, Bergeson, Bixby, Calkins, Cassady, Clarke, Clary, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Jewell, Kelley, Kendall, Kull, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Sidey, Smith, Sparks, Springer, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—82.

The nays were:

Geneva—1.

Absent or not voting:

Baird, Balluff, Blackmore, Bonwell, Brandes, Conn, Corrie, Doran, Dye of Pottawattamie, Earle, Hume, Inman, Jones, Kellogg, Koontz, Lee, Lister, McElrath, Mercer, Miller of Bremer, Price, Schroeder, Shaffer, Sheldon, Stillman—25.

So the bill passed and the title was agreed to.

VETO.

The following message was received from the Governor:

*To the House of Representatives of the Thirty-second General Assembly:*

I return to the House of Representatives, in which it originated, House File No. 389, being entitled "An act amendatory of and additional to Chapter Fifteen (15) of the Code and Supplement to the Code, relative to the care and propagation of fish," without my approval.

Section Two (2) of the bill attempts to prohibit seining in that part of our boundary rivers within the jurisdiction of the State, without a license. I have grave doubt whether the State of Iowa can fix the terms upon which fish may be taken from the flowing waters in our boundary rivers; but I would not withhold my approval for this reason alone. The more serious objection to the bill grows out of Section Four (4). This section makes it unlawful for any person to take from these boundary waters, whether by seine or hook and line, or to have in his possession, or buy, sell or transport when so taken, any black or white bass less than eleven inches, any striped bass less than eight inches, any pike less than fourteen inches, any croppie less than seven inches, any pickerel less than fifteen inches, or any catfish less than ten inches in length. Section Two Thousand Five Hundred and Forty (2540) of the Code Supplement, as amended by the acts of the Thirtieth General Assembly, prohibits the taking from the waters of the State (except the boundary waters) any bass, catfish, wall-eyed pike or trout less than six inches in length.

If the bill under consideration were to become a law the sportsman could take with hook and line from the interior waters bass, catfish, pike or trout of six inches or more in length, but could not take them from the Mississippi or Missouri rivers, or other boundary streams unless they were of the size prescribed in Section Four (4).

There is no reason for any such discrimination. The evidence laid before me shows that the angler rarely catches the kinds of fish mentioned in the bill with his hook and line, as large as there provided, and the practical effect of the law would be to prohibit hook and line fishing in these boundary streams.

Again, if a person is about to buy, say, a wall-eyed pike, and he finds one in the market twelve inches long it would be lawful for him to buy it, if it came from the interior waters, but he would be a criminal if it happened to come from boundary waters. I am led to believe that it was not the intent either of the author or supporters

of the bill to create the discrimination which, under my construction of the measure, would certainly follow. However that may be, I cannot give it my approval.

Respectfully submitted,

ALBERT B. CUMMINS.

April 3, 1907.

Read and passed on file.

#### RESOLUTIONS.

Meredith of Cass presented the following resolution and moved that the rule be suspended and the resolution adopted:

*Resolved*, That Miss Hattie E. King, who has been acting as clerk to the Committee on Contested Elections, and who, by virtue of the final report of said committee having been presented to this House, has ceased to be such clerk, be retained and continued as a general clerk to the membership of the House, such service to date from April 3rd, 1907.

C. A. MEREDITH,

We, the members of the Special Committee on Examination of Clerks, do hereby fully endorse the above and foregoing resolution.

GEO. C. WHITE,  
ERNEST R. MOORE,  
W. S. HARDING,  
GEO. E. GRIER,  
C. W. HACKLER.

Laid over under Rule 34.

#### MOTION TO RECONSIDER.

MR. SPEAKER—I move to reconsider the vote by which House File No. 367 failed to pass the House and by which it passed to its third reading.

A. F. N. HAMBLETON.

I second the motion.

H. C. BRANDES.

#### EXPLANATION OF VOTE.

MR. SPEAKER—I desire to explain my vote for Senate amendments to House File No. 379. I voted to concur in the Senate amendments, not because I think them right, for I do not, but I voted to concur, fearing that if not concurred in the bill would fail to become a law.

G. H. VAN HOUTEN.

Unanimous consent having been given, Jones of Montgomery withdrew the motion filed for the reconsideration of the vote by which House File No. 419 failed to pass the House and by which it passed to its third reading.

Speaker Kendall announced that as Speaker of the House, in

the presence of the House, he had signed Senate Files No. 278, 230, 42, 239, 201, House Joint Resolution No. 4, House Files No. 29, 101, 348, 351, 360, 429, 435, 473.

Unanimous consent having been given, Kelley of Polk withdrew House File No. 364 from the Committee on Insurance and from further consideration of the House.

Unanimous consent having been given, Jewell of Winneshiek withdrew House File No. 116 from the Committee on Public Health and from further consideration of the House.

Unanimous consent having been given, Meredith of Cass withdrew House Files No. 372, 434, 436 from the Committee on Railroads and Commerce and from further consideration of the House.

Unanimous consent having been given, Sullivan of Polk withdrew House File No. 293 from the Committee on Railroads and Commerce and from further consideration of the House.

Unanimous consent having been given, Marston of Cerro Gordo withdrew motion filed to reconsider the vote by which Senate File No. 222 was indefinitely postponed.

Teter of Marion moved that House File No. 446 be withdrawn from the Committee on Retrenchment and Reform and passed on file.

Motion prevailed.

On motion of Weeks of Guthrie, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, APRIL 4, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. M. D. Reed of Eldon.

Journal of Wednesday, April 3, corrected and approved.

## MOTION TO RECONSIDER.

The following motion to reconsider was filed:

MR. SPEAKER—I move to reconsider the vote by which the House concurred in the Senate amendments to House File No. 379.

G. H. VAN HOUTEN.

I second the motion.

W. H. ARNEY.

## RESOLUTIONS.

Darrah of Lucas presented resolutions of respect to the memory of Samuel L. Bestow, who departed this life January 10, 1907, at Chariton, Iowa, and moved the suspension of the rule and the adoption of the resolutions.

Rule suspended and the resolutions unanimously adopted by a rising vote.

Meredith of Cass called up resolution relative to the clerk on Committee on Contested Elections.

Van Houten of Taylor moved that the resolution be laid on the table.

Motion prevailed.

Anderson of Hamilton presented the following concurrent resolution:

CONCURRENT RESOLUTION of the Thirty-second General Assembly of the State of Iowa, making application to the Congress of the United States, requesting that the surviving members of the military organization known as the Iowa Northern Border Brigade be given the same rights and privileges for pension as given officers and soldiers of the Civil war.

WHEREAS, The military organization known as the Iowa Northern Border Brigade having performed service which the United States government troops had previously performed in protecting the settlers upon the northern borders of the State of Iowa, at a time during the Civil war when the government did not have the troops to spare for such service; and,

WHEREAS, The above named military organization was not regularly mustered into the service of the United States; therefore,

*Be It Resolved by the General Assembly of the State of Iowa:*

SECTION 1. That the Congress of the United States be and is hereby requested to enact such legislation as will place the surviving members of the Iowa Northern Border Brigade, who rendered active service in protecting settlers against Indian depredations, in the same position as applicants for pensions from the general government as though they had been regularly mustered into the service of the United States.

SEC. 2. That this resolution, duly authenticated, shall be delivered to the President of the Senate and the Speaker of the House of Representatives of the United States, with the request that the same shall be laid before the said Senate and House.

Passed on file.

#### REPORTS OF COMMITTEES.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred Senate File No. 348, a bill for an act to legalize the action of certain homes for destitute or unfortunate women and orphaned or abandoned children in certain cases, and the amendment of articles of incorporation 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 do pass.

E. W. WEEKS,

*Chairman.*

Adopted.

Drury of Sac, from the Committee on Fish and Game, submitted the following report:

MR. SPEAKER—Your Committee on Fish and Game, to whom was referred House File No. 406, a bill for an act to amend Section Twenty-five Hundred and Forty (2540) of the Supplement to the Code, relating to the protection of fish, beg leave to report that they have had

thes ame under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

WILL DRURY,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

#### INTRODUCTION OF BILLS.

By Wolfe of Clinton (by request), House File No. 486, a bill for an act to amend Section Two Thousand and Eighty-four (2084), Two Thousand and Eighty-five (2085), Two Thousand and Eighty-six (2086), Two Thousand and Eighty-seven (2087), and Two Thousand and Ninety (2090) of the Supplement to the Code, relative to taxes in aid of railroads.

#### HOUSE FILE NO. 486.

A BILL for an act to amend Sections Two Thousand and Eighty-four (2084), Two Thousand and Eighty-five (2085), Two Thousand and Eighty-six (2086), Two Thousand and Eighty-seven (2087) and Two Thousand and Ninety (2090) of the Supplement to the Code, relative to taxes in aid of railroads.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Two Thousand and Eighty-four (2084) of the Supplement to the Code be and the same is hereby amended by striking out the word "or" after the word "town" and before the word "city" in the second line of said section, and inserting in lieu thereof a comma; and by adding after the word "city" in the same line the following: "or of a district not greater than three nor less than two miles on each side of the proposed right of way."

SEC. 2. That Section Two Thousand and Eighty-five (2085) of the Supplement to the Code be and the same is hereby amended by striking out the word "or" after the word "town" and before the word "city" in line three of said section and inserting in lieu thereof a comma; and by adding after the word "city" in the same line the following: "or district established as provided in Section One (1) of this bill;" and by adding after the word "city" wherever it occurs in lines nine, twenty-six and forty of said section the words "or district;" and by adding after the word "levy" in line thirty-eight of said section the words "against the property affected."

SEC. 3. That Section Two Thousand and Eighty-six (2086) of the Supplement to the Code be and the same is hereby amended by adding after the word "city" in line four of said section the word "district."

SEC. 4. That Section Two Thousand and Eighty-seven (2087) of the Supplement to the Code be and the same is hereby amended by adding after the word "city" wherever it occurs in lines five and nine of said section the word "district."

SEC. 5. That Section Two Thousand and Ninety (2090) of the Supplement to the Code be and the same is hereby amended by adding

after the word "city" in lines seven and ten of said section the word "district."

Read first and second time and referred to Committee on Judiciary.

SENATE MESSAGES CONSIDERED.

Senate File No. 348, a bill for an act to legalize the actions of certain homes for destitute or unfortunate women and orphans or abandoned children in certain cases, and the amendment of articles of incorporation thereof.

Read first and second time and referred to Committee on Judiciary.

Senate substitute for Senate File No. 361, a bill for an act to authorize and direct Boards of Supervisors in the State of Iowa in counties adjoining and bordering upon the state line to meet the authorities in control and charge of the public highways in adjoining counties of other states and agree upon and assign the portion or part of each public highway upon the state line between such states to be kept in repair by the authorities in the State of Iowa and such other states.

Read first and second time and referred to Committee on Roads and Highways.

Senate File No. 350, a bill for an act to amend the law as it appears in Section One (1), Chapter Eighty-five (85), acts of the Thirtieth General Assembly, relating to salary of Commissioner of Bureau of Labor Statistics and his deputy.

Read first and second time and referred to Committee on Compensation of Public Officers.

Senate File No. 322, a bill for an act to amend Section Twenty-two Hundred and Seventy (2270) of the Code, relating to settlement of insane patients.

Read first and second time and passed on file.

SENATE AMENDMENTS CONSIDERED.

On request of Kull of Howard, unanimous consent having been given, House File No. 421, a bill for an act to repeal Section Two Thousand and Twenty-six (2026) of the Supplement to the Code, and Chapter Eighty-seven (87) of the acts of the Thirty-first General Assembly, and to enact a substitute therefor, relating

to street railways over highways, with Senate amendments, was taken up and the amendments read and considered.

Mr. Kull moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Cassady, Clarke, Clary, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Swan, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—90.

The nays were:

None.

Absent or not voting:

Balluff, Brandes, Calkins, Conn, Cottrell, Flugum, Hanna, Kelley, Kellogg, Lee, Marston, Mercer, Sheldon, Sparks, Stoltenberg, Sullivan, Swift, White—18.

So the House concurs.

On request of Jones of Montgomery, unanimous consent having been given, House File No. 303, a bill for an act to repeal Sections Three Hundred and Seventy-three (373), Three Hundred and Seventy-four (374), Three Hundred and Seventy-five (375) and Three Hundred and Seventy-six (376) of the Code, in relation to notaries public, and enact substitutes therefor; also to amend Section Sixty-eight (68) of the Code, in relation to the registration of commissions.

Mr. Jones moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Bixby, Bonwell, Brandes, Calkins, Cassady, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Greenwood, Grier, Hackler, Hambleton, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Shaffer, Sidey, Sparks, Springer, Stewart, Stillman, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Arney, Balluff, Beery, Bergeson, Blackmore, Clary, Conn, Dodds, Doran, Dunn, Feay, Flugum, Fox, Geneva, Hanna, Hanson, Hume, Kelley, Kellogg, Lee, McElrath, Mercer, Morris, Schroeder, Schulte, Sheldon, Smith, Stoltenberg, Sullivan, White, Wolfe—31.

So the House concurs.

On request of McAllister of Linn, unanimous consent having been given, House File No. 353, a bill for an act to amend the law as it appears in Section Twenty-two Hundred and Eleven (2211) of the Supplement to the Code, and Section Eighteen (18) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to repeal Section Twelve (12) of Chapter Seventy-seven (77) of the acts of the Thirtieth General Assembly, and Section Fourteen (14) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to enact substitutes therefor, and to provide for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued to them by the State for military purposes, with Senate amendments, was taken up and the amendments read and considered.

Mr. McAllister moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Corrie, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kendall, Koontz, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Swan, Teter, Van Houten, Webster, Welden, Wolfe, Youde, Mr. Speaker—84.

The nays were:

Calkins—1.

Absent or not voting:

Baird, Balluff, Beery, Conn, Cottrell, Doran, Hanna, Holmes, Kelley, Kellogg, Kull, Lee, Maben, Mercer, Ritter, Sheldon, Sparks, Stoltenberg, Sullivan, Swift, Weeks, White, Wilson—23.

So the House concurs.

On request of Lee of Emmet, unanimous consent having been given, House File No. 385, a bill for an act to amend Section Two Thousand Twenty-two (2022) of the Code, relating to cattle guards at private crossings of railways, with Senate amendments, was taken up and the amendments read and considered.

Mr. Lee moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Corrie, Cottrell, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely,

Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Stewart, Sullivan, Swift, Teter, Van Houten, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—82.

The nays were:

Clary, Miller of Dubuque, Smith—3.

Absent or not voting:

Balluff, Bauman, Beery, Conn, Darrah, Doran, Geneva, Harding, Holmes, Kellogg, Koontz, Mercer, Miller of Bremer, Moore, Sheldon, Sidey, Sparks, Springer, Stillman, Stoltenberg, Swan, Webster, White—23.

So the House concurs.

Van Houten of Taylor called up the motion filed for the reconsideration of the vote by which the House concurred in Senate amendments to House File No. 379.

Motion prevailed.

On the question, "Shall the House concur in Senate amendments to House File No. 379?"

The yeas were:

Blackmore, Cassady, Dewell, Dow, Feely, Fox, Grier, Hackler, Inman, Kellogg, Mann, Paul, Sheldon, Swan, Swift, Welden, White, Wolfe, Youde—19.

The nays were:

Allred Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Calkins, Clarke, Corrie, Cottrell, Darrah, DeMar, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Hambleton, Hanna, Hanson, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte,

Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Sullivan, Teter, Van Houten, Weeks, Wilson, Mr. Speaker—77.

Absent or not voting:

Balluff, Clary, Conn, Doran, Harding, Harvey, Koontz, McElrath, Mercer, Sparks, Stoltenberg, Webster—12.

So the House refuses to concur.

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE NO. 171.

Hambleton of Mahaska, from the conference committee on House File No. 171, submitted the following report:

MR. SPEAKER—Your conference committee, to whom was referred House File No. 171, a bill for an act to amend Section Thirteen Hundred and Seventy-three (1373) of the Code, relating to the correction of erroneous assessments, beg leave to report that they have had the same under consideration and have unanimously agreed to recommend:

That the Senate substitute amendment for House File No. 171 as passed by the Senate be amended as follows: By inserting after the word "any" in third line the words "officer of a," and strike out the words "any officer" in fourth line and insert the words "a tax payer" in lieu thereof. Insert the word "an" after the word "and" in the sixth line. Also change the period in the eighth line into a comma and insert the following words: "may be taken by any of such aforementioned officers."

That the House recede from its action in refusing to concur in the substitute amendment as passed by the Senate, and adopt the amendments proposed, and concur in the substitute amendment as amended.

That the Senate reconsider its action in refusing to recede and adopt above proposed amendments.

C. G. SAUNDERS,  
C. F. PETERSON,  
W. P. WHIPPLE,  
JAS. H. JAMISON,

*Committee on part of the Senate.*

A. F. N. HAMBLETON,  
G. H. SCHULTE,  
L. D. TETER,  
GUY A. FEELY,

*Committee on part of the House.*

Adopted.

Hambleton of Mahaska moved that the House recede from its refusal to concur in Senate amendment to House File No. 171.

On the question, "Shall the House recede from its refusal to concur?"

The yeas were:

Allred, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lister, McAllister, McDonald, Mann, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Sullivan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—81.

The nays were:

Anderson, Arney, Maben, Marston, Moore, Price, Swan—7.

Absent or not voting:

Bergeson, Cassady, Conn, Corrie, Cottrell, Doran, Felt, Harding, Holmes, Hume, Koontz, Lee, Lowrey, McElrath, Mason, Mercer, Reitz, Sheldon, Sparks, Stoltenberg—20.

So the House recedes.

On the question, "Shall the House concur in the amendments of the conference committee on House File No. 171?"

The yeas were:

Allred, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Calkins, Cassady, Clarke, Clary, Corrie, Darrah, Dewell, Dodds, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Kull, Lister, McAllister, McDonald, Meredith, Miller of Dubuque, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Sullivan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—70.

The nays were:

Arney, Moore, Swan—3.

Absent or not voting:

Anderson, Balluff, Bergeson, Brandes, Conn, Cottrell, DeMar, Doran, Dow, Drury, Feay, Felt, Flugum, Harding, Kelley, Kel-

logg, Koontz, Lee, Lowrey, McElrath, Maben, Mann, Marston, Mason, Mercer, Miller of Bremer, Offill, Price, Schoenenberger, Sheldon, Sparks, Springer, Stillman, Stoltenberg, Swift—35.

So the House concurs.

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE NO. 130.

Weeks of Guthrie, from the committee on conference on House File No. 130, submitted the following report:

MR. SPEAKER—Your committee on conference, to whom was referred House File No. 130, a bill for an act to amend Section Three Hundred and Eight (308) of the Supplement to the Code as amended by Chapter Eleven (11), acts of the Thirty-first General Assembly, relating to the compensation of County Attorney, beg leave to report that they have had the same under consideration and recommend that the Senate recede from its amendments and that Section One (1) be amended as follows: Strike out the period at the end thereof and insert a semicolon and add the following after the semicolon: "provided, that in counties having a population exceeding thirty thousand and under thirty-five thousand, the Board of Supervisors may pay not to exceed Fifteen Hundred Dollars (\$1,500.00) annually, and in counties having a population exceeding forty thousand and under forty-five thousand, the Board of Supervisors may pay not to exceed Seventeen Hundred and Fifty Dollars (\$1,750.00) annually."

W. G. JONES,  
JOHN L. WILSON,  
J. I. NICHOLS,  
F. M. HOPKINS,

*Committee on part of the Senate.*

E. W. WEEKS,  
C. W. HACKLER,  
A. F. N. HAMBLETON,  
W. T. HARDING,

*Committee on part of the House.*

Adopted.

Hackler of Webster moved that the House concur in the conference committee amendments to House File No. 130.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Bonwell, Brandes, Calkins, Cassady, Clary, Corrie, Darrah, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kendall, Koontz, Lister, McAllister, McDonald, McEl-

rath, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Youde, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Balluff, Bergeson, Blackmore, Clarke, Conn, Cottrell, DeMar, Doran, Earle, Elliott, Hanson, Harding, Harvey, Inman, Kelley, Kellogg, Kull, Lee, Lowrey, Maben, Mann, Mercer, Reitz, Sheldon, Sparks, Springer, Stewart, Stoltenberg, White, Wolfe—30.

So the House concurs.

#### CONSIDERATION OF BILLS.

Unanimous consent having been given, on motion of Beery of Henry, Senate File No. 355, a bill for an act to repeal Sections Three Hundred and Seventy-three (373), Three Hundred and Seventy-four (374), Three Hundred and Seventy-five (375) and Three Hundred and Seventy-six (376) of the Code, in relation to notaries public, and enact substitutes therefor; also to amend Section Sixty-eight (68) of the Code, in relation to the registration of commissions, was taken up and considered.

Mr. Beery moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Heles, Hume, Inman, Jewell, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Offill, Paul, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stewart,

Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Balluff, Clary, Doran, Hanna, Harding, Harvey, Hickey, Holmes, Jones, Kellogg, Lee, Mason, Mercer, Morris, Pierce, Price, Reaney, Reitz, Schroeder, Sheldon, Sparks, Stoltenberg, White—23.

So the bill passed and the title was agreed to.

On motion of Miller of Bremer, House File No. 458, a bill for an act to instruct the Attorney-General to investigate the operations of the International Harvester Company, with a view to prosecution, and making an appropriation therefor, with report of committee recommending passage, was taken up and considered.

Mr. Miller moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Cottrell, Darrah, DeMar, Dodds, Dow, Drury, Dunn, Dye of Decatur, Elliott, Feay, Fenn, Flugum, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Hume, Inman, Jewell, Kellogg, Kendall, Koontz, Kull, McAllister, McDonald, Maben, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Pierce, Reitz, Ritter, Schoenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Weeks, Welden, Wolfe, Youde, Mr. Speaker—77.

The nays were:

Blackmore, Corrie, Dewell, Feely, Felt, Hackler, Harding, Jones, Kelley, Lister, Lowrey, Mann, Moore, Price, Reaney, Webster, White—17.

Absent or not voting:

Balluff, Doran, Dye of Pottawattamie, Earle, Fox, Holmes, Lee, McElrath, Mercer, Ofill, Smith, Sparks, Stoltenberg, Wilson—14.

So the bill passed and the title was agreed to.

On motion of Feely of Black Hawk, House File No. 475, a bill for an act to amend Section Two Hundred and Eighty-one (281), relative to judges not to practice, with report of committee recommending passage, was taken up and considered.

Feely of Black Hawk moved to amend House File No. 475 by striking out the figures "181" in line one of Section One (1) of the printed bill and to insert the words "of the Code" in lieu thereof.

Amendment adopted.

Mr. Feely moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clary, Corrie, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, Maben, Mann, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, White, Wilson, Youde, Mr. Speaker—78.

The nays were:

Bauman, Cottrell, Elliott, Fox, McDonald, Price, Schroeder, Teter, Wolfe—9.

Absent or not voting:

Balluff, Bergeson, Calkins, Clarke, Conn, Doran, Feay, Felt, Geneva, Heles, Kellogg, Lee, McElrath, Marston, Mercer, Reitz, Sheldon, Sparks, Stillman, Stoltenberg, Welden—21.

So the bill passed and the title was agreed to.

On motion of Meredith of Cass, House File No. 461, a bill for an act to create a State Board of Osteopathic Examiners, and to provide for the regulation of those entitled to practice osteopathy, and for the regulation of the practice thereof, and providing penalties for the violation hereof, with report of committee recommending passage, was taken up and considered.

Meredith of Cass moved to amend House File No. 461 by inserting the word "bacteriology" between the words "anatomy" and "physiology" in line four of Section Three (3) of the printed bill thereof.

Amendment adopted.

Hackler of Webster moved to amend House File No. 461 by inserting after the word "osteopathy" in line two of Section One (1) of the printed bill the words "no one of whom shall be a member of the faculty of any school of osteopathy or in any other way connected with such school".

Amendment lost.

Meredith of Cass moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Becry, Bergeson, Bixby, Blackmore, Brandes, Cassady, Clary, Conn, Corrie, Cottrell, Dewell, Dodds, Dunn, Dye of Decatur, Dye of Pottawatamie, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, McAllister, McDonald, McElrath, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Stillman, Sullivan, Swan, Teter, Van Houten, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—80.

The nays were:

Baird, Bonwell, Calkins, Clarke, Darrah, DeMar, Dow, Earle, Elliott, Feay, Hanson, Jewell, Marston, Moore, Price, Swift—16.

Absent or not voting :

Bauman, Doran, Drury, Hanna, Lowrey, Maben, Mann, Mercer, Springer, Stoltenberg, Webster, Wolfe—12.

So the bill passed and the title was agreed to.

On motion of Meredith of Cass, House File No. 476, a bill for an act to repeal the law as it appears in Section Twenty-four Hundred and Three (2403) of the Code, and Section Twenty-four Hundred and Three (2403) of the Supplement to the Code, and to enact a substitute therefor, relating to the selling or giving of intoxicated liquors to minors, intoxicated persons and to persons in the habit of becoming intoxicated, with report of committee recommending passage, was taken up and considered.

Shaffer of Fayette moved to amend House File No. 476 by adding after the word "intoxicated" last appearing in line seven, Section Two (2) of the printed bill, the words "or a person who has been treated for the liquor habit".

Amendment lost.

Meredith of Cass moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, Mann, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Shaffer, Sidey, Smith, Stillman, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Youde, Mr. Speaker—84.

The nays were :

Calkins, Heles, Reitz, Schulte, Stewart—5.

Absent or not voting:

Doran, Earle, Feely, Hackler, Harding, McDonald, McElrath, Maben, Marston, Mercer, Schroeder, Sheldon, Sparks, Springer, Stoltenberg, Sullivan, Swift, Wilson, Wolfe—19.

So the bill passed and the title was agreed to.

On motion of Moore of Linn, House File No. 459, a bill for an act to provide for the appointment of a committee to investigate the needs of the three State educational institutions, and furnish a report to the General Assembly, with report of committee recommending passage, was taken up and considered.

Mr. Moore moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Bonwell, Brandes, Calkins, Cassady, Clary, Corrie, Dewell, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Felt, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Harding, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Meredith, Miller of Bremer, Moore, Morris, Nix, Paul, Reaney, Ritter, Schoenenberger, Sheldon, Smith, Sparks, Springer, Stillman, Sullivan, Swift, Van Houten, Webster, Weeks, Welden, White, Wolfe, Mr. Speaker—67.

The nays were:

Arney, Bergeson, Cottrell, DeMar, Dodds, Earle, Elliott, Fenn, Flugum, Fox, Harvey, Heles, Hickey, Kull, Maben, Miller of Dubuque, Pierce, Price, Reitz, Schroeder, Schulte, Shaffer, Sidey, Stewart, Swan, Teter, Wilson, Youde—28.

Absent or not voting:

Blackmore, Clarke, Conn, Darrah, Doran, Feay, Feely, Hackler, Hume, Lee, Mercer, Offill, Stoltenberg—13.

So the bill passed and the title was agreed to.

Swan of Appanoose moved that Senate substitute for Senate File No. 361 be substituted for House File No. 481.

Motion prevailed.

On motion of Swan of Appanoose, Senate substitute for Senate File No. 361, a bill for an act to authorize and direct Boards of Supervisors in the State of Iowa in counties adjoining and bordering upon the state line to meet the authorities in control and charge of the public highways in adjoining counties of other states and agree upon and assign the portion or part of each public highway upon the state line between such states to be kept in repair by the authorities in the State of Iowa and such other states, was taken up and considered.

Mr. Swan moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles Hickey, Holmes, Hume, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—94.

The nays were:

None.

Absent or not voting:

Arney, Balluff, Blackmore, Clary, Doran, Inman, Koontz, Lee, Mason, Mercer, Miller of Bremer, Springer, Stillman, White—14.

So the bill passed and the title was agreed to.

Weeks of Guthrie moved to re-refer House File No. 208 to Committee on Judiciary.

Motion prevailed, and House File No. 280 was so referred.

On motion of Geneva of Keokuk, the House adjourned until 1:30 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

On request of Schoenenberger of Madison, leave of absence was granted Heles of Dubuque until Friday.

On request of McAllister of Linn, leave of absence was granted Fox of Dallas until Friday.

REPORTS OF COMMITTEES.

Teter of Marion, from the Committee on Ways and Means, submitted the following reports:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 248, a bill for an act to amend Sections One Hundred and Fifty-six (156) and One Hundred and Fifty-seven (157) of the Code, relating to the election and duties of the Secretary of the Executive Council, and defining the duties of said secretary, and to amend Sections Thirteen Hundred and Seventy-eight (1378) and Thirteen Hundred and Eighty-two (1382) 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.

L. D. TETER,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 370, a bill for an act relating to the taxation of mortgages and mortgaged real estate, other than corporation property, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

L. D. TETER,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 362, a bill for an act to amend Chapter Four (4),

Title Seven (7) of the Code, relating to the collection of a tax upon inheritances, beg leave to report 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. D. TETER,  
*Chairman.*

Adopted.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following report:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 208, a bill for an act amending Section Fifty-three Hundred and Fourteen (5314) of the Code, and providing for the compensation of attorneys appointed by the court to defend persons charged with certain crimes, beg leave to report 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 adopting in lieu thereof the following substitute amendment:

SUBSTITUTE AMENDMENT FOR HOUSE FILE NO. 208.

A BILL for an act amending Section Five Thousand Three Hundred and Fourteen (5314) of the Code, and providing for the compensation of attorneys appointed by the court to defend persons charged with certain crimes.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Five Thousand Three Hundred and Fourteen (5314) of the Code be and the same is hereby amended as follows: By striking out the words "in full for services" in the sixth line of said section and inserting in lieu thereof the following: "per day for each day actually engaged in court in the defense of such person; provided, however, that such fee shall not exceed the sum of Fifty (\$50.00) Dollars. If the prosecution be for an indictable misdemeanor he shall receive the sum of Ten (\$10.00) Dollars in full for services."

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa.

And when so amended the bill do pass.

E. W. WEEKS,  
*Chairman.*

Adopted.

Jones of Montgomery, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred House File No. 350, a bill for an act to indemnify D. H. Fiester for personal injury sustained by him while employed at the Hospital for the Insane at Independence, 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 by striking out the words and figures "three thousand (3,000)" and inserting in lieu thereof the words and figures "five hundred (500)," and when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Sullivan of Polk, from the Committee on Municipal Corporations, submitted the following reports:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate File No. 227, a bill for an act to prohibit the discharge into the open air of dense smoke within the corporate limits of cities of the first class, or special charter cities having twenty thousand (20,000) or more inhabitants; to declare the discharge into the open air of dense smoke within the corporate limits of such cities a public nuisance, and to provide penalties for the violation and enforcement 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 following substitute amendment be enacted in lieu thereof, including the title:

SUBSTITUTE AMENDMENT FOR SENATE FILE NO. 227.

A BILL for an act to prohibit the discharge into the open air of dense smoke within the corporate limits of cities of the first class, which now have, or may hereafter have, a population of fifty thousand (50,000), or cities under special charter, which now have, or may hereafter have, a population of fifty thousand (50,000) inhabitants; to declare the discharge into the open air of dense smoke within the corporate limits of such cities a public nuisance, and to provide penalties for the violation and enforcement thereof.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. The emission or discharge into the open air of dense smoke within the corporate limits of cities of the first class, which now have, or may hereafter have, a population of fifty thousand (50,000), or cities under special charter which now have, or may hereafter have, a population of fifty thousand (50,000) inhabitants, is hereby declared to be a public nuisance. The owners, lessees, occupants, managers or agents of any building, establishment or premises from which dense smoke is so emitted or discharged shall be deemed guilty of a misdemeanor and, upon conviction thereof in any court of competent jurisdiction, shall pay a fine of not less than \$25 nor more than \$100. And each and every day whereon such smoke shall be emitted or discharged shall constitute a separate offense.

SEC. 2. All cities to which the provisions of this act are applicable are hereby empowered to enact all necessary or desirable ordinances not inconsistent with the provisions herein, nor the Constitution, nor any general law of this State, in order to carry out the provisions of this act.

SEC. 3. All acts and parts of acts inconsistent with this act, or any part thereof, are hereby repealed.

And when so amended that the bill do pass.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Municipal Corporations, to whom was referred Senate File No. 167, a bill for an act to make the law as it appears in Sections Thirteen Hundred and Eighty-nine-a (1389-a), Thirteen Hundred and Eighty-nine-b (1389-b), Thirteen Hundred and Eighty-nine-c (1389-c) and Thirteen Hundred and Eighty-nine-d (1389-d) of the Supplement to the Code, in relation to the keeping of a record of delinquent taxes, applicable to cities acting under special charter, beg leave to report 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.

JOHN B. SULLIVAN,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Hume of Mitchell, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 350, a bill for an act to amend the law as it appears in Section One (1), Chapter Eighty-five (85), acts of the Thirtieth General Assembly, relating to salary of Commissioner of Bureau of Labor Statistics and his deputy, beg leave to report 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. H. HUME,  
*Chairman.*

Adopted.

Stoltenberg of Scott, from the Committee on Private Corporations, submitted the following report:

MR. SPEAKER—Your Committee on Private Corporations, to whom was referred Senate File No. 127, a bill for an act to amend Chapter One (1), Title Nine (9) of the Code, relating to corporations for pecuniary profit, and to provide a method for the approval of articles of incorporation, beg leave to report 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. H. STOLTENBERG,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

## RESOLUTIONS.

Bixby of Delaware presented the following resolutions, and moved that the rule be suspended and the resolutions adopted.

WHEREAS, Lenox College, Hopkinton, Delaware county, Iowa, sent her president and ninety-two of her students (all but one) into the Civil war, twenty-eight of whom, including the president, fell in the service of the nation; and,

WHEREAS, Immediately upon the close of the war a handsome monument was erected on the college campus in honor of this patriotic service, which has been found by the State Auditor to be the oldest, by a period of eighteen months, of any monument of its kind in the State of Iowa; and

WHEREAS, Lenox College has reached the fiftieth milestone in her history, and is arranging to celebrate the occasion in connection with the coming commencement week; and,

WHEREAS, One day in connection with this celebration has been set apart as National Day and speakers of national distinction are being secured to pay tribute to the remarkable service which Lenox College rendered to the nation in the time of her greatest peril; therefore,

We respectfully solicit the presence of the members of the House of Representatives to participate in the exercises of this day.

Rule suspended and resolutions unanimously adopted.

Speaker announced as a committee on part of the House to attend said ceremonies: Bixby of Delaware, Paul of Jones, Springer of Buchanan, McAllister of Linn, Dow of Franklin.

## INTRODUCTION OF BILLS.

By Teter (by request), House File No. 487, a bill for an act prohibiting the employment of children under the age of fourteen in or about any theater, circus or traveling show, and to prohibit the wearing of tights by any female person on the stage of any theater, circus or traveling show.

## HOUSE FILE NO. 487.

A BILL for an act prohibiting the employment of children under the age of fourteen years in or about any theater, circus or traveling show; and to prohibit the wearing of tights by any female person on the stage of any theater, circus or traveling show.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. No person under fourteen years of age shall be employed with or without wages or compensation in or about any theater, circus or traveling show.

SEC. 2. No actress or other female person shall appear on the stage of any theater, circus or traveling show in tights, unless covered by skirts, which shall extend at least four inches below the knees.

SEC. 3. Any manager or proprietor of any such theater, circus or

traveling show violating the provisions of Section One (1) of this act, or permitting a violation of Section Two (2) in any theater, circus or traveling show under his management, direction or control, and every person violating any of the provisions of said Section Two (2) shall be deemed guilty of a misdemeanor.

Read first and second time and referred to Committee on Police Regulation.

By Miller of Bremer, House File No. 488, a bill for an act to amend Section Twenty-seven Hundred and Twenty-seven-al (2727-al) of the law as it appears in the Supplement to the Code, relating to compensation of members of the Board of Control of State institutions.

HOUSE FILE NO. 488.

A BILL for an act to amend Section Two Thousand Seven Hundred and Twenty-seven-al (2727-al) of the law as it appears in the Supplement to the Code, relating to compensation of members of the Board of Control of State Institutions.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the law as it appears in Section Two Thousand Seven Hundred and Twenty-seven-al (2727-al) of the Supplement to the Code be and the same is hereby amended by striking out the word "three" in the ninth line from the top of page two hundred and ninety-seven (297) and inserting in lieu thereof the word "five."

Read first and second time and referred to Committee on Judiciary.

By Committee on Appropriations, House File No. 489, a bill for an act making provision to pay a deficit in the fund of the State Board of Health bacteriological laboratory at Iowa City.

HOUSE FILE NO. 489.

A BILL for an act making provision to pay a deficit in the fund of the State Board of Health bacteriological laboratory at Iowa City.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the sum of Eight Hundred and Seventy-five Dollars (\$875.00) be appropriated from the funds of the State treasury not otherwise appropriated, to pay the deficit in the fund of the State Board of Health bacteriological laboratory, as provided for in Chapter One Hundred and Thirteen, laws of the Thirty-first General Assembly. The appropriation hereby made shall be expended in the manner provided in Section Two Thousand Five Hundred and Seventy-five (2575) of the Code.

SEC. 2. This act, being deemed of immediate importance, shall be in force and take effect from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa.

Read first and second time and passed on file.

By Lowrey of Calhoun, House File No. 490, a bill for an act to amend Section Twenty-one Hundred and Sixteen (2116) of the Code, relating to the duties of railroads as to furnishing transportation.

HOUSE FILE NO. 490.

A BILL for an act to amend Section Two Thousand One Hundred and Sixteen (2116) of the Code, relating to the duties of railroads as to furnishing transportation.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section Number Two Thousand One Hundred and Sixteen (2116) of the Code be and the same is hereby amended by striking out after the word "shall" in line two of said section the comma following said word "shall" and the words and punctuation "when within its power to do so, and."

Read first and second time and referred to Committee on Railroads and Commerce.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 318, a bill for an act to amend Chapter One Hundred and sixty-six (166), laws of the Thirty-first General Assembly, relating to the definition of adulterated foods and fixing standards for certain food products.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate insists on its amendments to House File No. 379, a bill for an act relative to the issuing of free transportation and providing a penalty for the violation thereof, and asks for a conference committee, and the President names on the part of the Senate: Senators Hopkins, Peterson, Saunders, Stirton.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 403, a bill for an act to enlarge the powers and and further define the duties of the Board of Railroad Commissioners.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate adopted the report of the conference committee to House File No. 130, a bill for an act to amend Section Three Hundred and Eight (308) of the Supplement to the Code as amended by Chapter Eleven (11), acts of the Thirty-first General Assembly, relating to the compensation of County Attorneys.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 287, a bill for an act to amend the law as it appears in Section Sixteen Hundred and Ten (1610) of the Supplement to the Code, in relation to corporations for pecuniary profit.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 474, a bill for an act to amend Section Five Thousand and Sixty-two (5062) of the Code, relative to penalty for combinations, pools and trusts.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate insists on its amendments to House File No. 49, a bill for an act providing for a uniform policy to be used by all fire insurance companies doing business in the State of Iowa, and asks a conference committee, and the President names on the part of the Senate: Senators Allen, Jamison, DeArmand, Frudden.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution, in which the concurrence of the House is asked:

Concurrent resolution recommending parole of Jasper Mason.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the

Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 407, a bill for an act repealing certain sections of the Code and Supplement to the Code, relating to employes in the State library, fixing their salaries and providing for their bonds.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 182, a bill for an act providing for the inside finishing and completion of the historical, memorial and art building and making an appropriation therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 168, a bill for an act amending the law relative to the compensation of State deputies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 367, a bill for an act authorizing the Executive Council to install an additional boiler and equipment in the power and storage house, and to erect an additional storage house, and to make an appropriation therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 411, a bill for an act to amend Title V (5), Chapter Nine (9) of the Code and amendments thereto, relating to park commissioners.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 20,

a bill for an act to repeal Chapter Five (5), Title X (10) of the Code and enact a substitute therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the report of the conference committee on House File No. 171, a bill for an act to amend Section Thirteen Hundred and Seventy-three (1373) of the Code, relating to the correction of erroneous assessments.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 370, a bill for an act to legalize the election of the town council of the incorporated town of Belmond, Wright county, Iowa, and all acts thereof during the last ten years.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 241, a bill for an act to amend Section One (1) of Chapter Eighty-nine (89) of the laws of the Thirty-first General Assembly, relating to actions against joint carriers.

GEO. A. NEWMAN,  
*Secretary.*

#### CONSIDERATION OF BILLS.

On motion of Sparks of Wapello, House File No. 208, a bill for an act amending Section Five Thousand Three Hundred and Fourteen (5314) of the Code, and providing for the compensation of attorneys appointed by the court to defend persons charged with certain crimes, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Mr. Sparks moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Balluff, Bascom Bauman, Clary, Cottrell, DeMar, Dodds, Dow, Earle, Feay, Hackler, Harding, Harvey, Kellogg, Koontz, Meredith, Miller of Dubuque, Ritter, Schulte, Sparks, Springer, Stewart, Sullivan, Swan, Weeks, Wolfe—26.

The nays were :

Allred, Anderson, Arney, Baird, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Corrie, Darrah, Dewell, Dunn, Dye of Decatur, Dye of Pottawatamie, Elliott, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hambleton, Hanson, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lister, McAllister, McDonald, Maben, Mann, Marston, Mason, Miller of Bremer, Moore, Nix, Ofill, Paul, Pierce, Price, Reaney, Schoenenberger, Schroeder, Shaffer, Sidey, Smith, Stillman, Stoltenberg, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Youde, Mr. Speaker—68.

Absent or not voting :

Doran, Drury, Feely, Hanna, Heles, Hickey, Holmes, Lee, Lowrey, McElrath, Mercer, Morris, Reitz, Sheldon—14.

So the bill having failed to receive a constitutional majority was declared lost.

Speaker Pro Tempore Hambleton in the chair.

On motion of Meredith of Cass, House File No. 439, a bill for an act to repeal Section Twenty-seven Hundred and Forty-seven (2047) of the Code, and to enact a substitute therefor, relating to qualified electors and the right to vote at school elections, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Mr. Meredith moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow,

Drury, Dunn, Dye of Decatur, Elliott, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kendall, Lister, McAllister, McElrath, Maben, Mann, Mason, Meredith, Miller of Dubuque, Morris, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Schoenenberger, Shaffer, Sidey, Smith, Sparks, Stillman, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde—77.

The nays were:

Clary, Kull, Price, Ritter, Schroeder, Schulte, Sheldon, Stewart, Stoltenberg—9.

Absent or not voting:

Balluff, Calkins, Doran, Dye of Pottawattamie, Earle, Feely, Fox, Heles, Jones, Kellogg, Koontz, Lee, Lowrey, McDonald, Marston, Mercer, Miller of Bremer, Moore, Springer, Sullivan, Wilson, Mr. Speaker—22.

So the bill passed and the title was agreed to.

On motion of Drury of Sac, Senate File No. 106, a bill for an act relating to fish and game, and making appropriations for the Fish and Game Commission of the State of Iowa, and for the extension of the State dam and dykes at Wall Lake, with report of committee recommending passage, was taken up and considered.

Speaker Kendall in the chair.

Kull of Howard moved to amend Senate File No. 106 by striking out the words and figures "ten thousand (\$10,000)" in the sixth line and inserting in lieu thereof the words "six thousand (\$6,000;" also by striking out the words and figures "thirteen thousand (\$13,000)" in the eleventh line and inserting in lieu thereof the words "nine thousand five hundred (\$9,500)."

Amendments lost.

Drury of Sac moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bixby, Black-

more, Bonwell, Brandes, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Felt, Fenn, Flugum, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Ritter, Schroeder, Shaffer, Sidey, Smith, Sparks, Stewart, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—81.

The nays were:

Harvey, Kull, Price, Schulte—4.

Absent or not voting:

Arney, Balluff, Bergeson, Calkins, Clary, Doran, Earle, Feay, Feely, Fox, Greenwood, Heles, Jones, Lee, McDonald, Mercer, Reitz, Schoenenberger, Sheldon, Springer, Stillman, Teter, White,—23.

So the bill passed and the title was agreed to.

On motion of Weeks of Guthrie, House File No. 483, a bill for an act to legalize the acts of the town council of Bayard, Guthrie county, Iowa, votes of the electors thereof, and irregularities in a certain election held on March 25, 1907, was taken up and considered.

Mr. Weeks moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Fenn, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald, Mann, Mason, Meredith, Miller of Dubuque, Moore, Nix, Offill, Paul, Pierce, Reaney, Ritter, Schulte, Sidey, Smith, Sparks, Springer, Stewart, Sullivan, Swan, Swift, Van

Houten, Webster, Weeks, White, Wilson, Wolfe, Youde, Mr. Speaker—73.

The nays were:

Arney, Bergeson, Conn, Elliott, Flugum, Kelley, Kellogg, Marston, Price, Reitz, Shaffer, Teter, Welden—13.

Absent or not voting:

Balluff, Corrie, Doran, Drury, Earle, Feay, Feely, Felt, Fox, Heles, Lee, Lister, McElrath, Maben, Mercer, Miller of Bremer, Morris, Schoenenberger, Schroeder, Sheldon, Stillman, Stoltenberg—22.

So the bill passed and the title was agreed to.

On motion of Bixby of Delaware, House File No. 124, a bill for an act to establish an Industrial Reformatory for Females, to make appropriations therefor, and to provide for the transfer of inmates to and from the Industrial School for Girls, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Kelley of Polk moved to amend House File No. 124 by striking out the period (.) at the end of Section One (1), and to insert a semicolon (;) in lieu thereof, and by adding the following: "provided, that such institution shall not be located within three miles of the brewery in said city."

Amendment lost.

Kellogg of Harrison moved to amend House File No. 124 by striking out the word "Waverly" and insert the word "Albia" in lieu thereof.

Amendment lost.

Inman of Floyd moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Dow, Dunn, Dye

of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Inman, Jewell, Jones, Kendall, Koontz, Lowrey, McAllister, McElrath, Maben, Mann, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Pierce, Price, Reaney, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Van Houten, Webster, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—83.

The nays were:

Baird, Bonwell, Darrah, Drury, Kull, Lee, Lister, McDonald, Marston, Paul, Schroeder, Stoltenberg Teter, Weeks—14.

Absent or not voting:

Calkins, Doran, Feay, Fox, Geneva, Heles, Hume, Kelley, Kellogg, Mercer, Reitz—11.

So the bill passed and the title was agreed to.

#### EXPLANATION OF VOTE.

MR. SPEAKER—I vote “nay” on House File No. 124 for the reason we cannot provide the money therefor without raising the tax levy. I am opposed to increasing our taxes.

E. W. WEEKS.

On motion of Meredith of Cass, House File No. 484, a bill for an act to reimburse Geo. S. Mornin and Guy A. Feely for expenses incurred in the election contest from the Sixty-sixth Representative District of Iowa, and to pay sundry persons for services, per diem, mileage, and expenses rendered and incurred in connection with said election contest, was taken up and considered.

Mr. Meredith moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, “Shall the bill pass?”

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Hickey, Holmes, Hume, Jewell, Jones Kellogg,

Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks Welden, Wilson, Wolfe, Youde, Mr. Speaker—92.

The nays were:

White—1.

Absent or not voting:

Baird, Bergeson, Calkins, Doran Earle, Elliott, Feay, Feely, Fox, Harding, Heles, Inman, Kelley, McElrath, Mercer—16.

So the bill passed and the title was agreed to.

On motion of Bixby of Delaware, Senate File No. 207, a bill for an act to empower the State Educational Board of Examiners to issue State certificates and State diplomas to graduates of higher institutions of learning, with report of committee recommending passage, was taken up and considered.

Mr. Bixby moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Flugum, Geneva, Greenwood, Grier, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lowrey, McAllister, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Sullivan, Swan, Swift, Teter, Van Houten, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—88.

The nays were :

None.

Absent or not voting :

Darrah, Doran, Feay, Felt, Fox, Hackler, Heles, Hume, Koontz, Lee, Lister, McDonald, McElrath, Mercer, Miller of Bremer, Sheldon, Sparks, Stillman, Stoltenberg, Webster—20.

So the bill passed and the title was agreed to.

On motion of White of Story, Senate File No. 152, a bill for an act to repeal Section Twenty-eight Hundred and Fifty-five (2855) of the Code Supplement and Twenty-eight Hundred and Nine (2809) of the Code, and to enact substitutes therefor, and to amend Sections Twenty-eight Hundred and Eight (2808) of the Code Supplement and Twenty-eight Hundred and Fifty (2850) of the Code, relative to the handling of the principal and interest of the permanent school fund, with report of committee recommending passage, was taken up and considered.

Mr. White moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Felt, Fenn, Flugum, Geneva, Greenwood, Hackler, Hambleton, Harding, Harvey, Hickey, Holmes, Inman, Jewell, Jones, Kellogg, Kendall, Kull, McDonald, Mann, Marston, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—83.

The nays were :

None.

Absent or not voting :

Bergeson, Calkins, Darrah, Doran, Feay, Feely, Fox, Grier, Hanna, Hanson, Heles, Hume, Kelley, Koontz, Lee, Lister, Lowrey, McAllister, McElrath, Maben, Mason, Mercer, Offill, Stillman, Webster—25.

So the bill passed and the title was agreed to.

On motion of Van Houten of Taylor, Senate File No. 330, a bill for an act relating to the sale of intoxicants in the vicinity of military reservations, with report of committee recommending passage, was taken up and considered.

Meredith of Cass moved to amend Senate File No. 330 by striking out the words "on conviction in any court of jurisdiction" in lines five and six of Section One (1) of printed bill.

Amendment adopted.

Meredith of Cass moved to amend Senate File No. 330 by inserting the word "other" between the words "any" and "intoxicating" in line two of the printed bill.

Amendment adopted.

Van Houten of Taylor moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Calkins, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Ritter, Schoenenberger, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Weldon, White, Wilson, Youde, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Balluff, Bonwell, Clary, Doran, Earle, Fox, Heles, Hume, Koontz, Marston, Mercer, Miller of Bremer, Reitz, Schroeder, Schulte, Sheldon, Springer, Stoltenberg, Wolfe—19.

So the bill passed and the title was agreed to.

On motion of Weeks of Guthrie, Senate File No. 272, a bill for an act additional to and amendatory of the law as it appears in Title Fourteen (14) of the Code, relative to rights of property and the conveyance thereof, with report of committee recommending passage, was taken up and considered.

Mr. Weeks moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Bascom, Bauman, Beery, Bixby, Blackmore, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, DeMar, Dow, Drury, Dunn, Dye of Decatur, Earle, Elliott, Feely, Felt, Fenn, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—84.

The nays were:

Anderson, Teter—2.

Absent or not voting:

Baird, Balluff, Bergeson, Bonwell, Darrah, Dewell, Dodds, Doran, Dye of Pottawattamie, Feay, Flugum, Fox, Geneva, Heles, Hume, Koontz, Maben, Mercer, Miller of Bremer, Schroeder, Sheldon, Stoltenberg—22.

So the bill passed and the title was agreed to.

On motion of Hume of Mitchell, Senate File No. 198, a bill for an act to amend Section One (1), Chapter Twenty-one (21) of the acts of the Thirtieth General Assembly, relating to the compensation of County Recorders, with report of committee recommending passage as amended, was taken up, considered and the committee amendments adopted.

Brandes of Pottawattamie moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Brandes, Cassady, Clarke, Dodds, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Felt, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Hume, Inman, Jones, Kelley, Kendall, Koontz, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Offill, Paul, Ritter, Schroeder, Schulte, Sheldon, Smith, Sparks, Stewart, Stillman, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde—65.

The nays were:

Baird, Bauman, Bonwell, Calkins, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Drury, Flugum, Hanna, Harvey, Hickey, Holmes, Jewell, Kull, Lee, McDonald, Marston, Pierce, Price, Reaney, Reitz, Schoenenberger, Shaffer, Sidey, Stoltenberg, Teter, Mr. Speaker—31.

Absent or not voting:

Dewell, Doran, Elliott, Feay, Feely, Fenn, Fox, Heles, Kellogg, Mercer, Moore, Springer—12.

So the bill passed and the title was agreed to.

On motion of Lister of Grundy, Senate substitute for Senate File No. 252, a bill for an act to pay the expenses of J. W. Cliff in his contest for the office of Secretary of the Senate of the Twenty-fourth General Assembly, with report of committee recommending passage, was taken up and considered.

Mr. Lister moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Reaney, Ritter, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—89.

The nays were:

Baird—1.

Absent or not voting:

Bauman, Cottrell, Doran, Drury, Feay, Flugum, Fox, Heles, Kellogg, Lee, Mason, Mercer, Pierce, Price, Reitz, Schoenenberger, Schroeder, Stoltenberg—18.

So the bill passed and the title was agreed to.

On motion of Wilson of Tama, Senate File No. 326, a bill for an act to legalize certain ordinances and amendments to the ordinances passed by the city council of Tama, Tama county, Iowa, and to legalize all of the official acts of the city officials of Tama, Tama county, Iowa, acting as such under said ordinances and amendments, with report of committee recommending passage, was taken up and considered.

Mr. Wilson moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Earle, Elliott, Feely, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanson, Harvey, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McAllister, McDonad, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Sidey, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—89.

The nays were:

None.

Absent or not voting:

Bauman, Beery, Doran, Dye of Pottawattamie, Feay, Felt, Fox, Geneva, Hanna, Harding, Heles, Hume, Lee, Lister, Mercer, Schoenenberger, Sheldon, Smith, Sparks—19.

So the bill passed and the title was agreed to.

Speaker appointed as conference committee on House File No. 379 on part of the House: Grier of Poweshiek, Van Houten of Taylor, Moore of Linn, Stillman of Greene.

Speaker appointed as conference committee on part of the House, on House File No. 49: Jones of Montgomery, Beery of Henry, Marston of Cerro Gordo, Arney of Marshall.

Unanimous consent having been given, Sullivan of Polk withdrew House File No. 319 from the Committee on Municipal Corporations and from further consideration of the House.

Unanimous consent having been given, Bauman of Van Buren withdrew House File No. 431 from the Committee on Elections and from further consideration of the House.

Unanimous consent having been given, Hume of Mitchell withdrew House File No. 154 from the Committee on Railroads and Commerce and from further consideration of the House.

Unanimous consent having been given, Drury of Sac withdrew House File No. 163 from the Committee on Fish and Game and the consideration of the House.

RESIGNATION.

The following resignation was filed:

CHIEF CLERK—I hereby tender my resignation from the position of Clerk of the Committees on Compensation of Public Officers and Animal Industry.

CORA HABLIS.

Unanimous consent having been given, Sullivan of Polk withdrew House File No. 451 from the Committee on Insurance and the consideration of the House.

Unanimous consent having been given, Teter of Marion withdrew House File No. 381 from the Committee on Railroads and Commerce and the consideration of the House.

Unanimous consent having been given, Dodds of Des Moines withdrew House Files No. 366 and 400 from the Committee on Agriculture and further consideration of the House.

On motion of Lee of Emmet, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, APRIL 5, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by Rev. Alfred T. Bishop of Tama.

Journal of Thursday, April 4, corrected and approved.

## REPORTS OF COMMITTEES.

Teter of Marion, from the Committee on Ways and Means, submitted the following reports:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 485, a bill for an act to repeal Sections Fourteen Hundred (1400) of the Code and Fourteen Hundred (1400) of the Supplement to the Code, and to enact a substitute therefor, relating to the lien of taxes and to the enforcement thereof as against certain personal property when sold in the bulk or at a single sale, beg leave to report 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. D. TETER,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred House File No. 121, a bill for an act to provide for the collection of personal delinquent tax not secured by real estate, beg leave to report 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. D. TETER,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Weeks of Guthrie, from the Committee on Judiciary, submitted the following reports:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 488, a bill for an act to amend Section Two Thousand Seven Hundred and Twenty-seven-a-1 (2727-a-1) of the law as it appears in the Supplement to the Code, relating to compensation of members of the Board of Control of State Institutions, beg leave to report that they have had the same under consideration and have instructed me to report the same back to the House with the recommendation that the same be indefinitely postponed.

E. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 309, a bill for an act to secure the payment of the claims of material men, merchants or laborers employed by contractors upon municipal or other public work, beg leave to report 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. W. WEEKS,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Also:

MR. SPEAKER—Your Committee on Judiciary, to whom was referred House File No. 486, a bill for an act to amend Section Two Thousand and Eighty-four (2084), Two Thousand and Eighty-five (2085), Two Thousand and Eighty-six (2086), Two Thousand and Eighty-seven (2087), and Two Thousand and Ninety (2090) of the Supplement to the Code, relative to taxes in aid of 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.

E. W. WEEKS,  
*Chairman.*

Adopted.

Jones of Montgomery, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 301, a bill for an act to indemnify C. T. Jones for money paid out by him in contesting a civil action instituted against him by 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 do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Meredith of Cass, from the Committee on Railroads and Commerce submitted the following report:

MR. SPEAKER—Your Committee on Railroads and Commerce, to whom was referred House File No. 490, a bill for an act to amend Section Two Thousand One Hundred and Sixteen (2116) of the Code, relating to the duties of railroads as to furnishing transportation, beg leave to report 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.

C. A. MEREDITH,  
*Chairman.*

Adopted.

REPORT OF CONFERENCE COMMITTEE ON HOUSE FILE NO. 49.

Jones of Montgomery, from the conference committee on House File No. 49, submitted the following report:

MR. SPEAKER—Your committee on conference, to whom was referred House File No. 49, a bill for an act to provide for a uniform policy used by all fire insurance companies doing business in Iowa, beg leave to report that they have had the same under consideration and recommend that the Senate recede from the amendment adopted to said bill, known as Section Five (5) thereof.

J. H. ALLEN,  
JAS. H. JAMISON,  
J. A. DEARMAND,  
A. F. FRUDDEN,

*Conference Committee on part of the Senate.*

F. F. JONES,  
W. H. ARNEY,  
ENOCH BEERY,  
CHAS. L. MARSTON,

*Conference Committee on part of the House.*

Adopted.

Stillman of Greene, 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. 14, a bill for an act to prohibit the corrupt influencing of agents, representatives, employes, officers of a private corporation, or public officers acting in behalf of a principal in any business transaction, and provide a penalty therefor.

**Also:**

House File No. 42, a bill for an act to repeal Section Four Hundred and Twelve (412) of the Code, and to enact a substitute therefor, relating to the time of holding meetings of the Board of Supervisors.

**Also:**

House File No. 252, a bill for an act to repeal Section Twenty-eight Hundred and Fourteen (2814) of the Code, and enact a substitute therefor, relative to the acquisition of school sites.

**Also:**

House File No. 281, a bill for an act to appropriate not to exceed Seven Thousand Five Hundred Dollars (\$7,500.00) annually for experiments in animal breeding and feeding.

**Also:**

House File No. 333, a bill for an act to amend Sections One Hundred and Fifty-six (156) and One Hundred and Fifty-seven (157) of the Code, relating to the election and duties of the Secretary of the Executive Council, and defining the duties of said secretary, and to amend Sections Thirteen Hundred and Seventy-eight (1378) and Thirteen Hundred and Eighty-two (1382) of the Code.

**Also:**

House File No. 396, a bill for an act defining bucket shop and bucket shopping, making it a crime to maintain and operate the same, and providing penalties for so doing.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 14, a bill for an act to prohibit the corrupt influencing of agents, representatives, employes, officers of a private corporation, or public officers acting in behalf of a principal in any business transaction, and provide a penalty therefor.

**Also:**

House File No. 42, a bill for an act to repeal Section Four Hundred and Twelve (412) of the Code, and to enact a substitute therefor, relating to the time of holding meetings of the Board of Supervisors.

**Also:**

House File No. 252, a bill for an act to repeal Section Twenty-eight Hundred and Fourteen (2814) of the Code, and enact a substitute therefor, relative to the acquisition of school sites.

**Also:**

House File No. 281, a bill for an act to appropriate not to exceed

Seven Thousand Five Hundred Dollars (\$7,500.00) annually for experiments in animal breeding and feeding.

Also:

House File No. 333, a bill for an act to amend Sections One Hundred and Fifty-six (156) and One Hundred and Fifty-seven (157) of the Code, relating to the election and duties of the Secretary of the Executive Council, and defining the duties of said secretary, and to amend Sections Thirteen Hundred and Seventy-eight (1378) and Thirteen Hundred and Eighty-two (1382) of the Code.

Also:

House File No. 396, a bill for an act defining bucket shop and bucket shopping, making it a crime to maintain and operate the same, and providing penalties for so doing.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 14, a bill for an act to prohibit the corrupt influencing of agents, representatives, employes, officers of a private corporation, or public officers acting in behalf of a principal in any business transaction, and provide a penalty therefor.

Also:

House File No. 42, a bill for an act to repeal Section Four Hundred and Twelve (412) of the Code, and to enact a substitute therefor, relating to the time of holding meetings of the Board of Supervisors.

Also:

House File No. 252, a bill for an act to repeal Section Twenty-eight Hundred and Fourteen (2814) of the Code, and enact a substitute therefor, relative to the acquisition of school sites.

Also:

House File No. 281, a bill for an act to appropriate not to exceed Seven Thousand Five Hundred Dollars (\$7,500.00) annually for experiments in animal breeding and feeding.

Also:

House File No. 333, a bill for an act to amend Section One Hundred and Fifty-six (156) and One Hundred and Fifty-seven (157) of the Code, relating to the election and duties of the Secretary of the Executive Council, and defining the duties of said secretary, and to amend Sections Thirteen Hundred and Seventy-eight (1378) and Thirteen Hundred and Eighty-two (1382) of the Code.

Also:

House File No. 396, a bill for an act defining bucket shop and bucket shopping, making it a crime to maintain and operate the same, and providing penalties for so doing.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

#### RESOLUTIONS.

Darrah of Lucas, presented the following concurrent resolution:

*Resolved by the House, the Senate concurring,* That the Secretary of State be authorized to have printed five thousand (5,000) copies of the primary election law, such copies to be printed in pamphlet form, pocket size edition, bound in paper covers, twenty-five (25) copies of the same to be mailed, as soon as printed, to each member of the General Assembly, for distribution by him.

Rule suspended and the resolution adopted.

Hambleton of Mahaska presented the following resolution:

*Resolved,* That chairmen of committees are hereby instructed to see that the record books of their committees, and all bills, petitions and resolutions in their possession be delivered to the Chief Clerk of the House.

Rule suspended and resolution adopted.

Anderson of Hamilton called up concurrent resolution of the Thirty-second General Assembly of the State of Iowa, making application to the Congress of the United States, requesting that the surviving members of the military organization known as the Iowa Northern Border Brigade be given the same rights and privileges for pension as given officers and soldiers of the Civil war.

Rule suspended and resolution adopted.

#### INTRODUCTION OF BILLS.

By Bascom of Dickinson, House File No. 491, a bill for an act to legalize the orders, acts, proceedings and resolutions passed by the council of the town of Milford, Dickinson county, Iowa, in connection with submitting the proposition of granting a franchise to the Midland Telephone Company at the municipal election.

#### HOUSE FILE NO. 491.

A BILL for an act to legalize the orders, acts, proceedings and resolutions passed by the council of the town of Milford, Dickinson county, Iowa, in connection with submitting the proposition of granting a

franchise to the Midland Telephone Company at the municipal election.

WHEREAS, The council of the incorporated town of Milford, Dickinson county, Iowa, did at a meeting of said council, as provided by law, order that the proposition of granting a franchise to the Midland Telephone Company of Milford, Iowa, be submitted to the electors of said town at the regular municipal election held on the last Monday in March, 1905; and,

WHEREAS, Notice of said election was published in the Milford Mail, the only weekly newspaper published in said town, as provided by law; and,

WHEREAS, In pursuance of said order of the council of said town, the said proposition was submitted to the people of the incorporated town of Milford at the annual municipal election on the last Monday of March, 1905; and,

WHEREAS, A majority of the electors of said incorporated town of Milford voted in favor of granting a franchise to the said Midland Telephone Company; and,

WHEREAS, Doubts have arisen as to the legality of submitting the said proposition of the granting a franchise at the annual municipal election; and now, therefore,

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That said election, and all acts relating to said election, held by the town of Milford, Dickinson county, Iowa, in connection with granting a franchise to the Midland Telephone Company, and all acts, orders, proceedings and resolutions, and all of the official acts of said council acting as such officials; also the official act of its town clerk and judges of election, and any and all irregularities in relation thereto are hereby legalized and given as full force and effect as if the law in every way had been complied with, and said election had been held at a general election or at one especially called for that purpose, as provided by law; provided, however, that nothing herein contained shall be construed to affect pending litigation.

Read first and second time and passed on file.

#### MESSAGES FROM THE SENATE.

The following messages were 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. 364, a bill for an act relative to the disposal of certain unclaimed lands within the channel of the Des Moines river in consequence of the changes of the channel of such river.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the

Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 404, a bill for an act to amend Section Fifteen Hundred and Thirty (1530) of the Supplement to the Code, relating to county road fund and how it is paid out.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution, in which the concurrence of the House is asked:

Concurrent resolution relative to the publishing of the pure food law as amended, the paint law, etc., and the distribution of same.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate File No. 275, a bill for an act to amend Sections Three (3) and Four (4) of Chapter Three (3) of the acts of the Thirty-first General Assembly, relating to printing, binding and distribution of State reports and documents.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate adopted the following concurrent resolution, in which the concurrence of the House is asked:

Concurrent resolution relative to a joint convention to be held in the House chamber on Friday, April 5, 1907, at 11:30 a. m., for the purpose of electing regents for the State University, and other business that may come before the convention.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate insists on its amendments to House File No. 341, a bill for an act to repeal Section Seventeen Hundred and Seventy-four (1774) of the Code, relating to valuation of policies of life insurance companies, and to enact a substitute therefor, and asks for a conference committee, and the President names on the part of the Senate: Senators Bleakly, Jamison, Jackson, Young.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate Joint Resolution No. 5, joint resolution for the appointment of a joint committee to pur-

chase a chair and gavel for the Speaker of the House and President of the Senate. Committee on part of the Senate: Senators Turner, Hopkins, DeArmand.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 357, a bill for an act making appropriations to the Iowa State College of Agriculture and Mechanic Arts.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended by substitute and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 100, a bill for an act making appropriations for the State Normal School.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 258, a bill for an act making appropriations for the State University of Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 315, a bill for an act to provide for agricultural extension work by the Iowa State College of Agriculture and Mechanic Arts and making appropriations therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Substitute for Senate File No. 26, a bill for an act to amend Chapter One Hundred and Forty-two (142), Laws of the Thirty-first General Assembly, and increasing the appropriation for carrying its purposes into effect.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 476, a bill for an act amending the law relative to the selling or giving of intoxicating liquors to minors, intoxicated persons or to persons in the habit of becoming intoxicated.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 360, a bill for an act making appropriations for the construction, repair, improvement and contingent funds for the various State institutions other than educational institutions.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 458, a bill for an act to instruct the Attorney General to investigate the operation of the Internationál Harvester Company with a view of prosecution and making appropriation therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 468, a bill for an act authorizing cities of the first class to erect a city hall and to levy a special tax for the purpose of paying for the same.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 338, a bill for an act to amend Chapter One Hundred and Twenty (120), laws of the Thirty-first General Assembly, relative to the State Sanatorium at Iowa City, defining the duties of the Board of Control regarding tuberculosis and making additional appropriations.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the

Senate has adopted the following concurrent resolution, in which the concurrence of the House is asked:

Concurrent resolution relative to adjournment sine die on Saturday, April 6, 1907, at 12:00 o'clock noon.

GEO. A. NEWMAN,  
*Secretary.*

SENATE MESSAGES CONSIDERED.

Van Houten of Taylor called up Senate concurrent resolution relative to a joint convention to be held in the House chamber at 11:30 o'clock this morning for the purpose of electing regents for the State University.

Weeks of Guthrie moved to amend concurrent resolution by making the time at 7:30 o'clock this evening.

Amendment adopted.

Concurrent resolution, as amended, adopted.

SENATE CONCURRENT RESOLUTION.

*Be It Resolved by the Senate, the House concurring,* That the Secretary of State is hereby authorized to have published in pamphlet form for general distribution five thousand (5,000) copies of the pure food law, as amended; three thousand (3,000) copies of the law relating to stock-foods and seeds; and three thousand (3,000) copies of the paint law; each with explanatory notes to be prepared by the Food and Dairy Commissioner; also, five thousand (5,000) copies of the law pertaining to pharmacy and drugs, with explanatory notes to be prepared by the Pharmacy Commission.

Rule suspended and resolution adopted.

Senate File No. 367, a bill for an act authorizing the Executive Council to install an additional boiler and additional equipment in the power and storage house, and to erect an additional storage house, and to make appropriation therefor.

Read first and second time and referred to Committee on Appropriations.

Substitute for Senate File No. 182, a bill for an act providing for the inside finishing and completion of the historical, memorial and art building, and making an appropriation therefor.

Read first and second time and referred to Committee on Appropriations.

Senate File No. 364, a bill for an act to enable the State of Iowa to sell and dispose of all unclaimed lands within the former

channel of the Des Moines river and formed by accretions in consequence of the changes of the channel of such river.

Read first and second time and passed on file.

Senate File No. 241, a bill for an act to amend Section One (1) of Chapter Eighty-nine (89) of the laws of the Thirty-first General Assembly, relating to actions against joint carriers.

Rea first and second time and referred to Committee on Railroads and Commerce.

SENATE AMENDMENTS CONSIDERED.

On request of Maben of Hancock, unanimous consent having been given, House File No. 168, a bill for an act to amend the law as it appears in Section Sixty-five (65) of the Supplement to the Code, and to amend Sections Eighty-eight (88), Ninety-nine (99) and One Hundred and Sixteen (116) of the Code, relating to the compensation of the secretary to the Governor, the Deputy Secretary of State, the Deputy Auditor of State and the Deputy Treasurer of State, with Senate amendments, was taken up and the amendments read and considered.

Mr. Maben moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Cassady, Clarke, Corrie, Darrah, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Flugum, Grier, Hackler, Hambleton, Hanson, Harding, Holmes, Hume, Inman, Jewell, Jones, Kelley, Koontz, Lee, Lowrey, McDonald, McElrath, Maben, Marston, Mason, Miller of Dubuque, Moore, Nix, Paul, Pierce, Price, Reaney, Sidey, Smith, Stillman, Sullivan, Swan, Webster, Weeks, Welden, Wilson, Wolfe, Youde.  
Mr. Speaker—58.

The nays were:

Arney, Baird, Bonwell, Calkins, Cottrell, DeMar, Dodds, Elliott, Feay, Felt, Fenn, Fox, Geneva, Greenwood, Hanna, Harvey, Heles, Hickey, Kendall, Kull, McAllister, Mann, Meredith, Offill, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Springer, Stewart, Van Houten—33.

Absent or not voting :

Balluff, Clary, Conn, Dewell, Doran, Drury, Kellogg, Lister, Mercer, Miller of Bremer, Morris, Sheldon, Sparks, Stoltenberg, Swift, Teter, White—17.

So the House concurs.

On request of White of Story, unanimous consent having been given, House File No. 403, a bill for an act to enlarge the powers and further define the duties of the Board of Railroad Commissioners, with Senate amendments, was taken up and the amendments read and considered.

Mr. White moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kendall, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—94.

The nays were :

None.

Absent or not voting :

Balluff, Clary, Doran, Drury, Dunn, Harvey, Jones, Kellogg, Koontz, Mercer, Miller of Bremer, Price, Sheldon, Sparks—14.

So the House concurs.

On request of Brandes of Pottawattamie, unanimous consent having been given, House File No. 404, a bill for an act to amend Section One Thousand Five Hundred and Thirty

(1530) of the Supplement to the Code, relating to county road fund and how it is paid out, with Senate amendments, was taken up and the amendments read and considered.

Mr. Brandes moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Blackmore, Bonwell, Brandes, Calkins, Cassidy, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Dunn, Dye of Decatur, Dye of Pottawattahie, Earle, Elliott, Feay, Felt, Fenn, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Harding, Heles, Holmes, Hume, Inman, Jones, Kelley, Kendall, Koontz, Kull, Lister, McAllister, McDonald, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Offill, Pierce, Reitz, Ritter, Schroeder, Schulte, Shaffer, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welten, White, Wilson, Wolfe, Youde, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Balluff, Bixby, Clary, Drury, Feely, Flugum, Grier, Hanson, Harvey, Hickey, Jewell, Kellogg, Lee, Lowrey, McElrath, Mercer, Price, Reaney, Schoenenberger, Sheldon, Sidey, Sparks, Stoltenberg—23.

So the House concurs.

On request of Meredith of Cass, unanimous consent having been given, House File No. 407, a bill for an act repealing Section Two Thousand Eight Hundred and Eighty-one (2881) of the Code, Chapter One Hundred and Fifteen (115) of the acts of the Twenty-eighth General Assembly, and Section Six (6) of Chapter One Hundred and Fourteen (114) of the acts of the Twenty-eighth General Assembly, relating to employes in the State library, fixing their salaries and providing for their bonds, and enacting a substitute therefor, with Senate amendments, was taken up and the amendments read and considered.

Mr. Meredith moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Darrah, Dewell, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Fenn, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kull, Lee, Lister, McAllister, Maben, Marston, Mason, Meredith, Miller of Dubuque, Morris, Nix, Paul, Pierce, Reaney, Schulte, Smith, Stewart, Stillman, Sullivan, Swan, Webster, Weeks, Welden, White, Wilson, Mr. Speaker—64.

The nays were:

Baird, Calkins, Dodds, Feay, Flugum, Geneva, Harvey, Kendall, Moore, Offill, Price, Reitz, Ritter, Schoenenberger, Schroeder, Shaffer, Sidey, Teter, Youde—19.

Absent or not voting:

Bonwell, Cottrell, DeMar, Doran, Drury, Elliott, Felt, Fox, Heles, Kelley, Kellogg, Koontz, Lowrey, McDonald, McElrath, Mann, Mercer, Miller of Bremer, Sheldon, Sparks, Springer, Stoltenberg Swift, Van Houten, Wolfe—25.

So the House concurs.

EXPLANATION OF VOTE.

I vote "aye" to concur in Senate amendments to House File No. 407 because I know the men who are in charge of the library and can vouch for their character and efficiency.

JOHN McALLISTER.

On request of Koontz of Johnson, unanimous consent having been given, House File No. 411, a bill for an act to amend Title V (5), Chapter Nine (9) of the Code and amendments thereto, relating to park commissioners, with Senate amendments, was taken up and the amendments read and considered.

Mr. Koontz moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Anderson, Arney, Baird, Balluff, Bascom, Beery, Bergeson,

Blackmore, Bonwell, Brandes, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Mason, Meredith, Miller of Dubuque, Morris, Nix, Ofill, Paul, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Sullivan, Swan, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde—82.

The nays were:

None.

Absent or not voting:

Allred, Bauman, Bixby, Calkins, Cassady, Clary, Doran, Drury, Elliott, Feely, Fox, Hanson, Kelley, Kellogg, Lee, Marstone, Mercer, Miller of Bremer, Moore, Pierce, Price, Sheldon, Stoltenberg, Swift, Teter, Mr. Speaker—26.

So the House concurs.

#### CONSIDERATION OF BILLS.

Unanimous consent having been given, on motion of Bascom of Dickinson, House File No. 491, a bill for an act to legalize the orders, acts, proceeding and resolutions passed by the council of the town of Milford, Dickinson county, Iowa, in connection with submitting the proposition of granting a franchise to the Midland Telephone Company at the municipal election, was taken up and considered.

Mr. Bascom moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Beery, Bergeson, Bixby, Bonwell, Calkins, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dunn, Dye of Decatur, Earle, Feay, Fenn, Flugum, Geneva, Greenwood, Hambleton, Hanna, Harding, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kelley, Kendall, Koontz,

Kull, Lister, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Reaney, Ritter, Schroeder, Schulte, Shaffer, Smith, Springer, Stewart, Stillman, Teter, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Balluff, Bauman, Blackmore, Brandes, Cassady, Clary, Conn, Doran, Dow, Drury, Dye of Pottawattamie, Elliott, Feely, Felt, Fox, Grier, Hackler, Hanson, Inman, Kellogg, Lee, Lowrey, Mercer, Price, Reitz, Schoenenberger, Sheldon, Sidey, Sparks, Stoltenberg, Sullivan, Swan, Swift, Van Houten—34.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, House File No. 489, a bill for an act making provision to pay deficit in the fund of State Board of Health bacteriological laboratory at Iowa City was taken up and considered.

Mr. Jones moved that the rule be suspended, that the bill be considered engrossed, and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hambleton, Hanna, Harding, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kelley, Kendall, Koontz, Lister, McAllister, McDonald, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Morris, Nix, Ofill, Paul, Pierce, Reaney, Ritter, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Swift, Teter, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—78.

The nays were:

None.

## Absent or not voting:

Arney, Balluff, Cassady, Conn, Doran, Dow, Drury, Dunn, Feay, Feely, Grier, Hackler, Hanson, Inman, Kellogg, Kull, Lee, Lowrey, McElrath, Mercer, Miller of Bremer, Moore, Price, Reitz, Schoenenberger, Sparks, Stoltenberg, Sullivan, Swan, Van Houten—30.

So the bill passed and the title was agreed to.

Unanimous consent having been given, on motion of Smith of Wright, Senate File No. 370, a bill for an act to legalize the election of the town council of the incorporated town of Belmond, Wright county, Iowa, and all the acts thereof during the last ten years, was taken up and considered.

Senate File No. 370 read first and second time.

Mr. Smith moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Corrie, Darrah, DeMar, Dewell, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Grier, Hackler, Hambleton, Hanson, Harvey, Heles, Hickey, Holmes, Hume, Jewell, Jones, Kellogg, Kendall, Kull, Lister, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Morris, Nix, Offill, Paul, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Sullivan, Swan, Swift, Teter, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde—84.

The nays were:

None.

Absent or not voting:

Arney, Bauman, Conn, Cottrell, Elliott, Geneva, Greenwood,

Hanna, Harding, Inman, Kelley, Koontz, Lee, McAllister, Mercer, Miller of Bremer, Moore, Pierce, Sheldon, Sparks, Stillman, Stoltenberg, Van Houten, Mr. Speaker—24.

So the bill passed and the title was agreed to.

Speaker Pro Tempore Hambleton in the chair.

On motion of Kull of Howard, House File No. 456, a bill for an act to amend Section Twenty-five Hundred and Thirty-three (2533) of the Code, relating to the deputies of the State Veterinary Surgeon, with report of committee recommending passage, was taken up and considered.

Kull of Howard moved to amend House File No. 456 by striking out all after the enacting clause and substituting the following in lieu thereof:

SECTION 1. That Section Twenty-five Hundred and Thirty-three (2533), acts of the Thirty-second General Assembly, is hereby amended by adding to Section Three (3) thereof the following:

When any Assistant State Veterinarian is called upon by any breeder or feeder to examine and grant certificates upon stock that is to be shipped out of the State, it shall be his duty to make such examination and grant such certificate; and his compensation for such services shall not be greater than when employed by the State, and said services shall be paid for by the party or parties who employ him.

Substitute amendment adopted.

Mr. Kull moved that the rule be suspended, and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Beery, Bergeson, Bonwell Brandes, Cassady, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dye of Decatur, Dye of Pottawatamie, Earle, Elliott, Feay, Feely, Fenn, Flugum, Fox, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Holmes, Hume, Inman, Jewell, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Meredith, Miller of Bremer, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Sidey, Smith,

Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde, Mr. Speaker—84.

The nays were:

Bauman, Clarke, Miller of Dubuque, Schoenenberger, Sheldon, Sparks—6.

Absent or not voting:

Balluff, Bixby, Blackmore, Calkins, Corrie, Doran, Dunn, Felt, Geneva, Grier, Heles, Hickey, Jones, Kelley, Mason, Mercer, Price, Wilson—18.

So the bill passed.

Kull of Howard moved to amend the title to House File No. 456 by striking out the word "Code" and inserting the following in lieu thereof: "Acts of the Thirty-second General Assembly."

Amendment adopted, title as amended agreed to.

On motion of Paul of Jones, Senate File No. 328, a bill for an act authorizing the employment of convict labor in the care of the State's property and for other purposes, was taken up and considered.

Paul of Jones moved to amend Senate File No. 328 by striking out Section One (1) and by substituting the following in lieu thereof:

SECTION 1. Convict labor may be used in caring for the houses and premises occupied by the wardens of the penitentiaries, and for such domestic purposes as may be deemed necessary; provided, however, that nothing be done inconsistent with prison discipline and that not more than two convicts shall be thus used at any one time.

Amendment adopted.

Mr. Paul moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Bascom, Beery, Bixby, Bonwell, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Hanson, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltzenberg, Sullivan, Swan, Swift, Teter, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde—86.

The nays were:

None.

Absent or not voting:

Anderson, Balluff, Bauman, Bergeson, Blackmore, Brandes, Calkins, Dewell, Döran, Felt, Grier, Harding, Harvey, Mercer, Offill, Pierce, Price Reaney, Sheldon, Sparks, Van Houten, Mr. Speaker—22.

So the bill passed and the title was agreed to.

Speaker Kendall in the chair.

On motion of Geneva of Keokuk, House File No. 284, a bill for an act to authorize state and savings banks and loan and trust companies to act as guardian, administrator, executor, trustee, assignee, receiver, custodian, or conservator, and providing for the regulation and examination of loan and trust companies and the payment of fees for examination, with report of committee recommending passage, was taken up and considered.

Schulte of Clayton moved to amend House File No. 284 by striking out the word "two" in line six of Section Four (4) of the printed bill and to insert the word "five" in lieu thereof.

. Amendment adopted.

Geneva of Keokuk moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Arney, Baird, Dodds, Feely, Geneva, Koontz, McAllister, Schroeder, Stewart, Swift—10.

The nays were:

Allred, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clary, Cottrell, Darrah, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Ritter, Schoenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Stillman, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—82.

Absent or not voting:

Anderson, Balluff, Clarke, Conn, Corrie, DeMar, Dewell, Doran, Feay, Hume, Mercer, Nix, Reitz, Springer, Stoltenberg, White—16.

So the bill having failed to receive a constitutional majority was declared lost.

The Speaker announced that as Speaker of the House, in the presence of the House, he had signed House Files No. 14, 42, 252, 281, 333, 396.

Speaker announced as conference committee on part of the House on House File No. 341: Jones of Montgomery, Moore of Linn, Harding of Woodbury, Conn of Butler.

Unanimous consent having been given, on motion of Sparks of Wapello, Senate File No. 364, a bill for an act to enable the State of Iowa to sell and dispose of all unclaimed lands within the former channel of the Des Moines river and formed by accretions in consequence of the changes of the channel of such river, was taken up and considered.

On motion of Jones of Montgomery, the House adjourned until 1:30 o'clock this afternoon.

## AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

## CONSIDERATION OF BILLS.

The House resumed consideration of Senate File No. 364, which was pending at adjournment, on its second reading.

Sparks of Wapello moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Felt, Greenwood, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Kelley, Kellogg, Kendall, Kull, McAllister, McDonald, McElrath, Maben, Mann, Marston, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—81.

The nays were:

Calkins, Dow, Flugum, Grier, Jewell, Lee, Mason—7.

Absent or not voting:

Bergeson, Brandes, Dewell, Doran, Feely, Fenn, Fox, Geneva, Jones, Koontz, Lister, Lowrey, Mercer, Morris, Offill, Price, Sheldon, Sidey, Swan, Swift—20.

So the bill passed and the title was agreed to.

## REPORTS OF COMMITTEES.

Stillman of Greene, 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. 385, a bill for an act to amend Section Two Thousand and Twenty-two (2022) of the Code, relating to cattle guards at private crossings of railways.

Also:

House File No. 444, a bill for an act to legalize the acts done and the ordinances passed by the town council of Dexter, Dallas county, Iowa.

Also:

House File No. 474, a bill for an act to amend Section Five Thousand and Sixty-two (5062) of the Code, relative to penalty for combinations, pools and trusts.

Also:

House File No. 479, a bill for an act to authorize and require street railways, and interurban railroads operating street railways, to permit interurban railroads to use their tracks and terminal facilities and to furnish power to interurban railroads in cities, and providing for fixing the compensation therefor, and authorizing street railways to furnish power to interurban railroads.

PAUL E. STILLMAN,

*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 385, a bill for an act to amend Section Two Thousand and Twenty-two (2022) of the Code, relating to cattle guards at private crossings of railways.

Also:

House File No. 444, a bill for an act to legalize the acts done and the ordinances passed by the town council of Dexter, Dallas county, Iowa.

Also:

House File No. 474, a bill for an act to amend Section Five Thousand and Sixty-two (5062) of the Code, relative to penalty for combinations, pools and trusts.

Also:

House File No. 479, a bill for an act to authorize and require street railways, and interurban railroads operating street railways, to permit interurban railroads to use their tracks and terminal facilities and to furnish power to interurban railroads in cities, and providing for fixing the compensation therefor, and authorizing street railways to furnish power to interurban railroads.

PAUL E. STILLMAN,

*Chairman House Committee.*

W. B. SEELEY,

*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 18, a bill for an act to prevent fraud in the sale of agricultural seeds, concentrated commercial feeding-stuffs and the materials from which they are manufactured, and to regulate the sale thereof; defining concentrated commercial feeding-stuffs and what shall constitute purity in various kinds of seeds; prohibiting the adulteration, and providing for the correct weighing and marking of agricultural seeds and concentrated commercial feeding-stuffs; and providing for the collection of samples, analyses of the same, and fixing penalties for its violation, and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner, and making an appropriation therefor.

Also:

Senate File No. 31, a bill for an act to prevent the adulteration, misbranding and imitation of drugs; and repealing Sections Forty-nine Hundred and Eighty-three (4983), Forty-nine Hundred and Eighty-five (4985), Forty-nine Hundred and Eighty-six (4986) and Forty-nine Hundred and Eighty-eight (4988) of the Code, and vesting the execution and enforcement of this act in the Pharmacy Commissioners.

Also:

Senate File No. 235, a bill for an act to protect the safety of railroad employes by regulating the maintaining and stringing of other wires over railroad tracks.

Also:

Senate File No. 237, a bill for an act providing for scales and the weighing of commodities transported in carload lots, and furnishing certificates of weight by common carriers, and providing penalties for the violation of this act, in addition to Chapter Seven (7), Title Ten (10) of the Code.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 385, a bill for an act to amend Section Two Thousand and

Twenty-two (2022) of the Code, relating to cattle guards at private crossings of railways.

Also:

House File No. 444, a bill for an act to legalize the acts done and the ordinances passed by the town council of Dexter, Dallas county, Iowa.

Also:

House File No. 474, a bill for an act to amend Section Five Thousand and Sixty-two (5062) of the Code, relative to penalty for combinations, pools and trusts.

Also:

House File No. 479, a bill for an act to authorize and require street railways, and interurban railroads operating street railways, to permit interurban railroads to use their tracks and terminal facilities and to furnish power to interurban railroads in cities, and providing for fixing the compensation therefor, and authorizing street railways to furnish power to interurban railroads.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Grier of Poweshiek, from the conference committee on House File No. 379, submitted the following report:

MR. SPEAKER—Your conference committee, to whom was referred House File No. 379, a bill for an act to prohibit common carriers of passengers from issuing, furnishing or giving free tickets, free passes, free transportation or discriminating reduced rates, except to certain described persons; to prohibit the use of such free tickets, free passes, free transportation or discriminating reduced rates by any except certain described persons; and providing a penalty for the violation of any act; also for annual report, and for the repeal of Chapter Ninety (90), laws of the Thirty-first General Assembly, beg leave to report that they have had the same under consideration and have unanimously agreed to recommend:

First. That the Senate recede from its amendment to Section Two (2), Subdivision (a) of the bill, which is as follows: That Section Two (2) of House File No. 379 be amended by striking out all the words between Subdivision (a) and Subdivision (b) and inserting in lieu thereof the following: "The officers, agents, employes, attorneys, physicians and surgeons of such common carriers of passengers whose chief and principal occupation is to render service to common carriers of passengers, and the families of such officers, agents, employes, attorneys, physicians and surgeons; local attorneys, not exceeding one attorney or firm of attorneys in each county of the State, except in counties where sessions of the District Court are held in two or more cities or towns, or counties in which a Superior Court is held in a city other than a county seat, and in counties where the common carrier operates two or more lines, two attorneys or firms of attorneys, local physicians or surgeons, not exceeding two in each county of the State, and not to exceed one sanitarian in

the State, whose time need not be solely devoted to the services of the common carrier of passengers, provided no person shall be held to be a physician, surgeon, attorney, agent or employe for such common carrier unless he is in good faith employed to render the necessary services within the legitimate scope of his profession or employment; the State Fish and Game Warden and his car, and the necessary assistants therewith, when engaged in the performance of official duties; and in any prosecution under this act, if it is claimed that a free ticket, free pass, or other transportation, was wrongfully issued or given to physician, surgeon, attorney, agent or employe, it shall be incumbent upon the defendant to prove the character of the professional services rendered, or to be rendered," and adopt in lieu thereof the following: "That Section Two (2) of House File No. 379 be amended by striking out all of Sub-division (a) and inserting in lieu thereof the following: The officers, agents, employes, attorneys, physicians and surgeons of such common carriers of passengers, whose chief and principal occupation is to render service to common carriers of passengers, and the families of such officers, agents, employes, attorneys, physicians and surgeons; local attorneys, not exceeding one attorney or firm of attorneys in each county of the State (within which the common carrier operates), except in counties where sessions of the District Court are held in two or more cities or towns, or counties in which a Superior Court is held in a city other than a county seat, and in counties where one or more division stations are located at points other than the county seat; two attorneys or firms of attorneys, local physicians or surgeons, not exceeding one physician or surgeon or firm of physicians or surgeons, in each county of the State, except in counties where sessions of the District Court are held in two or more cities or towns, or counties in which a Superior Court is held in a city other than a county seat, and in counties where division stations are located at points other than the county seat, two physicians or surgeons or firms of physicians or surgeons, whose time need not be solely devoted to the service of the common carrier of passengers, provided, no person shall be held to be a physician, surgeon, attorney, agent or employe for such common carrier unless he is in good faith employed to render the necessary services within the legitimate scope of his profession or employment; the State Fish and Game Warden and his car and necessary assistants therewith, when engaged in the performance of official duties; and in any prosecution under this act, if it is claimed that a free ticket, free pass, or other transportation was wrongfully issued or given to physicians, surgeons, attorney, agent, or employe, it shall be incumbent upon the defendant to prove the character of the professional services rendered or to be rendered."

Second. That the Senate recede from its amendment to Section Two (2), following the word "companies," which is as follows: And that Section Two (2) be further amended by striking out the period at the end of the section following the word "companies" and inserting in lieu thereof a semicolon and by adding after said semicolon the following: "(o) school children to and from public or parochial schools; provided, that the provisions of this act shall not be construed to prohibit the interchange of passes for the persons to whom free tickets, free passes or

free transportation may be furnished or given under the provisions of this section." The passage of this act shall not operate to repeal the provisions of Section Two Thousand One Hundred and Fifty (2150) of the Code, so far as said section refers to the members of the National Guard, nor shall it operate to repeal Section Two Thousand One Hundred and Fifty-one (2151) of the Code," and adopt in lieu thereof the following: "and that Section Two (2) be further amended by striking out the period at the end of the section following the word 'companies' and inserting a semicolon in lieu thereof and by adding after the said semicolon the following: (o) school children to and from public or parochial schools; provided, that this act permits the interchange of free transportation to employes whose chief and principal occupation is to render service to common carriers of passengers. The passage of this act shall not operate to repeal the provisions of Section Two Thousand One Hundred and Fifty (2150) of the Code, so far as said section refers to the National Guard, nor shall it operate to repeal Section Two Thousand One Hundred and Fifty-one (2151) of the Code."

Third. That the Senate recede from its amendment, which is a substitute for Section Five (5) of said bill, which is as follows: "Every common carrier of passengers within the provisions of this act shall, on or before the 1st day of February of each year, file with the Executive Council of the State of Iowa, a sworn statement showing the names of all persons to whom during the preceding calendar year it issued, furnished or gave a free ticket, free pass, free transportation or a discriminating reduced rate within this State, except wage workers of common carriers in their ordinary employment and the families of such wage earners, and disclosing such further information as will enable the council to determine whether the person to whom it was issued was within the exception of this act, and accept in lieu thereof the following: Substitute for Section Five (5). Every common carrier of passengers within the provisions of this act shall, on or before the first day of February of each year, file with the Executive Council of the State of Iowa a sworn statement showing the names of all persons within this State to whom, during the preceding calendar year, it issued, furnished or gave a free ticket, free pass, free transportation or a discriminating reduced rate, except wage earners of common carriers in their ordinary employment and the families of such wage earners, and disclose such further information as will enable the council to determine whether the person to whom it was issued was within the exception of this act."

Fourth. That the House concur in the following Senate amendments: to strike out the word "in uniform" in Subdivision (e), in Section Two (2), and insert in lieu thereof the following: "wearing the insignia of their department," and the amendment amending Section Two (2) by adding thereto the following: "Nothing in this act shall be construed to invalidate an existing contract between a street railway company and a city where a condition of a franchise grant requires furnishing of transportation to policemen, firemen, and city officers while in the performance of official duties," and the amendment to amend Section Four (4), to strike out the words "and the officers, agents, employes, or representa-

tives guilty of such violation shall, in addition to the fine" in lines three and four and inserting in lieu thereof the words "or in the discretion of the court shall."

F. M. HOPKINS,  
C. F. PETERSON,  
R. C. STIRTON,  
C. G. SAUNDERS,

*Conference Committee on part of the Senate.*

GEO. E. GRIER,  
ERNEST R. MOORE,  
PAUL E. STILLMAN,  
G. H. VAN HOUTEN,

*Conference Committee on part of the House.*

Ordered passed on file.

#### INTRODUCTION OF BILLS.

By Earle of Allamakee, House File No. 492, a bill for an act amendatory of and additional to Chapter Fifteen (15) of the Code and Supplement to the Code, relative to the care and propagation of fish.

#### HOUSE FILE NO. 492.

A BILL for an act amendatory of and additional to Chapter Fifteen (15) of the Code and Supplement to the Code, relative to the care and propagation of fish.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That the law as it appears in Section Two Thousand Five Hundred and Forty-seven (2547) of the Supplement to the Code be and the same is hereby amended by inserting before the first word of said section the following: "except as otherwise expressly stated."

SEC. 2. It shall be unlawful for any person to take from the waters of the Mississippi, Big Sioux or Missouri rivers within the jurisdiction of this State, or from that part of the Des Moines river forming a part of the boundary between this State and Missouri, any fish with nets or seines without first procuring from the State Fish and Game Warden an annual license for the use of such nets and seines. The fee charged for such license shall be as follows: For each 500 lineal feet of seine, or fraction thereof, \$10.00; for each trammel net, or each pound net having more than 100 feet lead on each side, \$4.00; for each pound net having less than 100 feet lead on each side, \$1.00; for each bait net, dip net, hoop net, and fyke net, 50 cents. All licenses shall expire on the 1st day of March following their issuance. The State Fish and Game Warden shall furnish to each licensee at an expense not to exceed ten cents each, a metal tag, numbered and stamped so as to show year of issuance and for what issued, for each net, and each five hundred lineal feet, or fraction thereof, of seine; and it shall be unlawful to use any seine or net in the waters specified in this section without having a tag thus procured attached thereto; provided, that no seine or net with less

than a 2¼ inch mesh shall be licensed or used for fishing, under this act, after March 1st, 1908.

SEC. 3. The funds received for such license and sale of tags shall be expended by the State Fish and Game Warden for the maintenance of his department and meeting the expenses thereof, and so far as same are available he shall expend same in the preservation of food fishes in the waters described in Section Two (2) hereof by removing young fish from dead or cut-off waters to the live waters adjacent thereto. He shall render an itemized account of all such funds in each biennial report.

SEC. 4. It shall be unlawful for any person to take from the waters described in Section Two (2) of this act, by seine or net, any black or white bass less than eleven inches, any striped bass less than eight inches, any pike less than fourteen inches, any croppry less than seven inches, any pickerel less than fifteen inches, or any catfish less than ten inches in length.

SEC. 5. It shall be unlawful for any person to take from the waters described in Section Two (2) of this act, by seine or net, any food fishes and cause or permit same to perish or be destroyed, or to remove such fish within such water so as to cause same to be destroyed or to perish, and any person taking any food fishes from such waters who does not make use of same shall immediately return same to such waters.

SEC. 6. Any person violating any of the provisions of this act shall be deemed guilty of a misdemeanor and be punished by imprisonment in the county jail for a period of not exceeding thirty days or by a fine not exceeding One Hundred Dollars (\$100.00).

SEC. 7. This act, being deemed of immediate importance, shall take effect upon publication of same in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa.

Read first and second time and passed on file.

By Committee on Railroads and Commerce, House File No. 493, a bill for an act increasing the powers and further defining the duties of the Board of Railroad Commissioners, pertaining to the regulation, supervision and control of telegraph companies.

HOUSE FILE NO. 493.

A BILL for an act increasing the powers and further defining the duties of the Board of Railroad Commissioners pertaining to the regulation, supervision and control of telegraph companies.

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. It shall be the duty of the Board of Railroad Commissioners, and they are hereby empowered and directed, after reasonable notice and hearing, but within ninety days from the taking effect of this act, to make for each telegraph company doing business in this State a schedule of reasonable maximum rates of charges for the transmission of messages between points wholly within the State of Iowa; and in the making, promulgation or changing the same, they shall be governed by the provisions of all laws now in force or hereafter enacted for the making, promulgation and changing of schedules of rates for railroad com-

panies and express companies, so far as the same may be applicable thereto, and in all actions brought against such telegraph companies wherein are involved the charges thereof for the transmission of any message or messages, or any unjust discrimination in relation thereto, the schedule of reasonable maximum rates of charges so made by the Board of Railroad Commissioners shall be taken as prima facie evidence in all courts of this State that the rates therein fixed are reasonable and just maximum rates of charges for which schedules have been prepared.

SEC. 2. It shall be the duty of each and every such telegraph company engaged in transmitting messages, to print in clear and legible type the schedules of rates for transmission of such messages, so made by such Board of Railroad Commissioners, and post in each of its offices or places of business\* where patrons visit for the purpose of sending or receiving messages, and keep displayed in each office or place of business within convenient access and for the inspection and use of the public during customary business hours such printed schedule of rates of charges and any amendments thereto, and shall also post and display in similar manner any rules which may be promulgated by them or by said Board of Railroad Commissioners for the information of their patrons.

SEC. 3. It shall be unlawful for any telegraph company to charge, demand, collect or receive a greater compensation for such transmission of messages or for any service connected therewith between the points named in such schedules than the rates and charges which are specified in the schedules made by said Board of Railroad Commissioners and in effect at that time. Any such telegraph company, or any officer, representative, or agent of such telegraph company who knowingly violates the provisions of this act shall forfeit to the State of Iowa the sum of Five Hundred Dollars (\$500.00) for each offense, to be recovered as by law provided.

SEC. 4. The Board of Railroad Commissioners is also further empowered, after reasonable notice and hearing, to require said telegraph companies to establish and maintain telegraph offices at such points as they may deem necessary for the reasonable convenience and accommodation of the public.

SEC. 5. This act, being deemed of immediate importance, shall take effect and be in full force on and after its publication in the Register and Leader and Des Moines Capital, newspapers published in Des Moines, Iowa.

Read first and second time and passed on file.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendment to the following concurrent resolution:

Concurrent resolution relative to joint session for the purpose of electing regents, etc.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate requests the recall of House File No. 315, a bill for an act relative to establishing a correspondence school at Ames.

GEO. A. NEWMAN,  
*Secretary.*

Van Houten of Taylor moved that the request of the Senate for the recall of House File No. 315 be granted.

Motion prevailed, and House File No. 315 was returned to the Senate.

SENATE MESSAGES CONSIDERED.

Dow of Franklin called up concurrent resolution relative to final adjournment for the consideration of the House and moved that Rule 34 be suspended.

On the question, "Shall the House proceed to consider the resolution?"

The yeas were:

Baird, Balluff, Beery, Bergeson, Brandes, Calkins, Cassady, Clarke, Corrie, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Elliott, Feay, Fenn, Flugum, Fox, Greenwood, Harvey, Heles, Hickey, Jewell, Kendall, Kull, Maben, Mann, Meredith, Reitz, Ritter, Schoenenberger, Schroeder, Swan, Swift, Wilson, Youde—38.

The nays were:

Allred, Anderson, Arney, Bascom, Bauman, Bixby, Blackmore, Bonwell, Clary, Conn, Cottrell, Darrah, DeMar, Feely, Felt, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Holmes, Hume, Inman, Kelley, Kellogg, Koontz, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Marston, Mason, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Schulte, Shaffer, Sheldon, Sparks, Springer, Stewart, Stillman, Sullivan, Teter, Van Houten, Weeks, Welden, White, Wolfe, Mr. Speaker—59.

Absent or not voting:

Doran, Dye of Pottawattamie, Earle, Jones, Mercer, Offill, Price, Sidey, Smith, Stoltenberg, Webster—11.

So the House refused to consider.

## SENATE AMENDMENTS CONSIDERED.

On request of Feely of Black Hawk, unanimous consent having been given, House File No. 100, a bill for an act making appropriations for the State Normal School, with Senate amendments, was taken up and the amendments read and considered.

Mr. Feely moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Calkins, Cassady, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hambleton, Hanna, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Paul, Price, Reaney, Ritter, Shaffer, Smith, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—80.

The nays were:

None.

Absent or not voting:

Bonwell, Brandes, Conn, Doran, Drury, Dunn, Elliott, Greenwood, Hanson, Heles, Jones, Lee, McDonald, Mason, Mercer, Moore, Nix, Offill, Pierce, Reitz, Schoenenberger, Schroeder, Schulte, Sheldon, Sidey, Sparks, Springer, Stillman—28.

So the House concurs.

On request of Sullivan of Polk, unanimous consent having been given, House File No. 468, a bill for an act authorizing cities having a population of sixty thousand (60,000) or over to erect a city hall, to purchase the necessary ground therefor, and to levy a special tax for the purpose of paying for the same, and repealing Chapter Twenty-seven (27) of the laws of the Thirtieth General Assembly, with Senate amendments, was taken up and the amendments read and considered.

Mr. Sullivan moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, McAllister, McDonald, Maben, Mann, Marston, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Price, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Youde, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Arney, Balluff, Calkins, Conn, Doran, Drury, Dunn, Fox, Geneva, Greenwood, Hanna, Lee, Lister, Lowrey, McElrath, Mason, Mercer, Miller of Bremer, Offill, Pierce, Reaney, Schroeder, Sheldon, Sparks, Springer, Weeks, Wolfe—27.

So the House concurs.

#### CONSIDERATION OF BILLS.

On motion of Holmes of Kossuth, House File No. 446, a bill for an act to amend Section One (1), Chapter Eighty-five (85), acts of the Thirtieth General Assembly, relating to the expenses of Bureau of Labor Statistics, was taken up and considered.

Mr. Holmes moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery,

Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Cotrell, Darrah, DeMar, Dewell, Dodds, Dow, Dunn, Dye of Decatur, Dye of Potawatamie, Earle, Elliott, Feely, Fenn, Flugum, Fox, Geneva, Hackler, Hambleton, Hanna, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Ritter, Schoenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—86.

The nays were:

Corrie—1.

Absent or not voting:

Baird, Bergeson, Calkins, Conn, Doran, Drury, Feay, Felt, Greenwood, Grier, Heles, Jones, Kellogg, Mann, Mercer, Ofill, Price, Reitz, Schroeder, Stillman, Swift—21.

So the bill passed and the title was agreed to.

On motion of Darrah of Lucas, House File No. 477, a bill for an act to provide for the publication of candidates' expenses, and for the prevention of corrupt practices in political campaigns, and providing a penalty therefor, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Sullivan of Polk moved to amend House File No. 477, as printed in the Journal, by striking out the word "detailed" in line four of Section Two (2).

Amendment lost.

Lee of Emmet moved to amend substitute for House File No. 477, as printed on page 1370 of the House Journal, by adding the following as Section Five (5) and renumbering the sections 5, 6 and 7 as 6, 7 and 8, viz:

SEC. 5. No owner or publisher of a newspaper or other publication shall print or publish therein any article or statement in favor of or against the candidacy of any person who is a candidate for the nomination for, or election to, any office created by the Constitution or laws of the United States or by the Constitution or laws of the State of Iowa, for

which any such owner or publisher has received, or is to receive, directly or indirectly, any money or other thing of value, unless there shall appear immediately before, and following, any such article or statement a printed statement, set in the same kind of type in which any such article or statement is printed, to the effect that the same is a paid advertisement.

Roll call demanded.

On the question, "Shall the amendment be adopted?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bergeson, Bixby, Calkins, Clarke, Dye of Decatur, Elliott, Felt, Hackler, Hanna, Hanson, Holmes, Hume, Inman, Jewell, Kellogg, Lee, Lister, McAllister, Maben, Marston, Meredith, Paul, Shaffer, Swan, Weeks, Welden, Wilson, Wolfe, Youde, Mr. Speaker—35.

The nays were:

Arney, Bauman, Blackmore, Bonwell, Brandes, Cassady, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dye of Pottawattamie, Earle, Feay, Feely, Fenn, Flugum, Fox, Greenwood, Grier, Hambleton, Harvey, Heles, Jones, Kendall, Koontz, Kull, McElrath, Mann, Mason, Miller of Bremer, Morris, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sheldon, Smith, Sparks, Stewart, Stoltenberg, Sullivan, Swift, Teter, Van Houten, White—54.

Absent or not voting:

Beery, Doran, Dunn, Geneva, Harding, Hickey, Kelley, Lowrey, McDonald, Mercer, Miller of Dubuque, Moore, Nix, Offill, Price, Sidey, Springer, Stillman, Webster—19.

So the amendment was lost.

Darrah of Lucas moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Bauman, Bergeson, Bixby, Bonwell, Calkins, Cassady, Clarke, Corrie, Cottrell, Darrah, DeMar, Dodds, Dunn, Dye of Decatur, Elliott, Feay, Fenn, Flugum,

Grier, Hackler, Hambleton, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Lee, Lister, Lowrey, McAllister, Maben, Mann, Marston, Meredith, Miller, of Dubuque, Morris, Nix, Paul, Pierce, Price, Reaney, Schoenberger, Shaffer, Sidey, Smith, Stillman, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, Youde, Mr. Speaker—65.

The nays were :

Baird, Balluff, Beery, Blackmore, Brandes, Clary, Conn, Dewell, Drury, Dye of Pottawattamie, Earle, Felt, Greenwood, Hanna, Kellogg, Koontz, Kull, McElrath, Mason, Miller of Bremer, Moore, Reitz, Ritter, Schroeder, Schulte, Sheldon, Stewart, Stoltenberg, Swift, Wilson, Wolfe—31.

Absent or not voting :

Doran, Dow, Feely, Fox, Geneva, Kelley, McDonald, Mercer, Offill, Sparks, Springer, White—12.

So the bill passed and the title was agreed to.

On motion of Springer of Buchanan, House File No. 350, a bill for an act to indemnify D. H. Fiester for personal injury sustained by him while employed at the Hospital for Insane at Independence, Iowa, with report of committee recommending passage as amended, was taken up, considered and the committee amendments adopted.

Mr. Springer moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Mil-

ler of Bremer, Miller of Dubuque, Morris, Nix, Paul, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—101.

The nays were :

None.

Absent or not voting :

Cottrell, Doran, Harvey, Mercer, Moore, Ofill, Pierce—7.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, substitute amendment for Senate substitute for Senate File No. 77, a bill for an act making appropriations for the Iowa State College of Agriculture and Mechanic Arts, the State University and the State Normal School, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Jones of Montgomery moved to amend substitute amendment for Senate substitute for Senate File No. 77 by striking out the word "August" wherever it appears in Section Three (3) and to insert the word "July" in lieu thereof.

Amendment adopted.

Jones of Montgomery moved to amend substitute amendment for Senate substitute for Senate File No. 77 by striking out the words "at Cedar Falls" in Section Three (3).

Amendment adopted.

Mr. Jones moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hamble-

ton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, Mann, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—90.

The nays were :

None.

Absent or not voting :

Balluff, Bergeson, Calkins, Doran, Drury, Feay, Koontz, Lee, McElrath, Maben, Marston, Mercer, Moore, Offill, Pierce, Sheldon, Springer, Swift—18.

So the bill passed and the title was agreed to.

On motion of Dye of Decatur, Senate File No. 315, a bill for an act to repeal Section Fourteen Hundred and Sixty (1460) of the Code, relating to the statement by the Auditor of the State of the County Treasurers' accounts with the Treasurer of the State, with report of committee recommending passage, was taken up and considered.

Mr. Dye moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Darrah, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawatamie, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harvey, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Kendall, Lowrey, McElrath, Mann, Marston, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Paul, Reaney, Shaffer, Smith, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—67.

The nays were :

Bauman, Cottrell, DeMar, Dewell, Dodds, Earle, Elliott, Jewell, Kull, McAllister, McDonald, Price, Reitz, Ritter, Schroeder, Schulte, Sidey, Sparks, Stewart—19.

Absent or not voting :

Clary, Conn, Corrie, Doran, Geneva, Hanna, Harding, Heles, Koontz, Lee, Lister, Maben, Mason, Mercer, Moore, Offill, Pierce, Schoenenberger, Sheldon, Springer, Stoltenberg, Wolfe—22.

So the bill passed and the title was agreed to.

Unanimous consent having been given, on motion of Lowrey of Calhoun, House File No. 490, a bill for an act to amend Section Two Thousand One Hundred and Sixteen (2116) of the Code, relating to the duties of railroads as to furnishing transportation, with report of committee recommending passage, was taken up and considered.

Mr. Lowrey moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Calkins, Cassady, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Morris, Nix, Paul, Reaney, Reitz, Schoenenberger, Schroeder, Schulte, Sidey, Smith, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—82.

The nays were :

Price—1.

Absent or not voting :

Balluff, Blackmore, Clary, Conn, Doran, Elliott, Feay, Geneva, Hanson, Kellogg, Koontz, Lee, Mercer, Miller

of Bremer, Moore, Ofill, Pierce, Ritter, Shaffer, Sheldon, Sparks, Springer, Stewart, Stoltenberg, Wolfe—25.

So the bill passed and the title was agreed to.

On motion of Clary of Chickasaw, Senate File No. 338, a bill for an act for the regulation and taxation of persons who shall maintain an office or place of business where intoxicated liquors are held in store and the purchase price thereof collected for the owner from the person to whom they have been conditionally sold, with report of committee recommending indefinite postponement, and minority report recommending passage as amended by substitute amendment.

Weeks of Guthrie moved that the minority views be substituted for the report of the committee.

Motion prevailed, and minority views were substituted for the report of the committee.

Weeks of Guthrie moved that the substitute amendment be adopted.

Motion prevailed, and substitute amendment was adopted.

Mr. Weeks moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hansosn, Harding, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kendall, Lee, Lister, Lowrey, McAllister, Maben, Mann, Marston, Mason, Meredith, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Schoenenberger, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Youde, Mr. Speaker—80.

The nays were:

Balluff, Clary, Earle, Heles, Miller of Dubuque, Reitz, Schroeder, Schulte, Sparks, Springer, Stoltenberg, Swift—12.

Absent or not voting :

Dodds, Doran, Geneva, Kelley, Kellogg, Koontz, Kull, McDonald, McElrath, Mercer, Miller of Bremer, Offill, Ritter, Sullivan, Wilson, Wolfe—16.

So the bill passed and the title was agreed to.

On motion of Feely of Black Hawk, Senate File No. 226, a bill for an act to reimburse S. B. Humbert for services rendered as superintendent of construction of the monuments at Lookout Mountain and one at either end of Missionary Ridge, and to make an appropriation therefor, with report of committee recommending passage, was taken up and considered.

Mr. Feely moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dodds, Dow, Drury, Dunn, Dye of Decatur, Earle, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, McAllister, McDonald, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Shaffer, Sheldon, Smith, Stewart, Stillman, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—89.

The nays were :

None.

Absent or not voting :

Calkins, Dewell, Doran, Dye of Pottawattamie, Elliott, Felt, Lee, Lowrey, McElrath, Mercer, Price, Schroeder, Schulte, Sidey, Sparks, Springer, Stoltenberg, Sullivan, Youde—19.

So the bill passed and the title was agreed to.

Jones of Montgomery moved to reconsider the vote by which substitute amendment for Senate substitute for Senate File No. 77 passed the House and by which it passed to its third reading.

Motion prevailed, and the bill was declared to be on its second reading.

Jones of Montgomery moved to amend substitute amendment for Senate substitute for Senate file No. 77 by prefixing to said substitute, as printed on page 1259 of the House Journal, a title and enacting a clause as follows:

A substitute for Senate substitute for Senate File No. 77, a bill for an act making appropriations for the Iowa State College of Agriculture and Mechanic Arts, the State University and the State Normal School.

*Be It Enacted by the General Assembly of the State of Iowa:*

Amendment adopted.

Mr. Jones moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Felt, Fenn, Flugum, Grier, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonad, Maben, Mann, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Youde, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Bergeson, Calkins, Cottrell, Doran, Earle, Elliott, Fox, Geneva.

Greenwood, Hackler, Hambleton, Kelley, McElrath, Marston, Mercer, Miller of Bremer, Price, Schoenenberger, Sheldon, Sparks, Swan, Teter, Wolfe—23.

So the bill passed and the title was agreed to.

On motion of Teter of Marion, Senate File No. 308, a bill for an act granting the use of public highways for the laying of water mains and pipes thereon, with report of committee recommending passage as amended, was taken up, considered and the committee amendments adopted.

Mr. Teter moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question. "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McAllister, McDonlad, Mann, Marston, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wolfe, Youde, Mr Speaker—82.

The nays were:

Moore—1.

Absent or not voting:

Beery, Calkins, Doran, Dunn, Elliott, Feay, Fox, Harvey, Holmes, Hume, Inman, Jones, Lee, Lister, McElrath, Maben, Mason, Mercer, Sheldon, Sparks, Stillman, Stoltenberg, Sullivan, Swift, Wilson—25.

So the bill passed.

Teter of Marion moved to amend the title to Senate File No.

308 by striking out the title as it now appears and to insert the following in lieu thereof:

A bill for an act authorizing the Board of Supervisors to grant to municipalities the use of the public highway for the laying of water mains and pipes, and fixing the liability for damages arising from the construction thereof.

Amendment adopted, title as amended agreed to.

On motion of Schoenenberger of Madison, Senate File No. 302, a bill for an act to amend Section Twenty-eight Hundred and Twenty-three-f (2823-f) of the Supplement to the Code, relative to the enforcement of the law for compulsory attendance, with report of committee recommending passage, was taken up and considered.

Mr. Schoenenberger moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Price, Reaney, Reitz, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Welden, Wilson, Youde, Mr. Speaker—84.

The nays were:

None.

Absent or not voting:

Balluff, Bergeson, Calkins, Clary, Doran, Elliott, Feay, Felt, Geneva, Harding, Jones, Lee, Lister, McElrath, Mercer, Miller of Bremer, Offill, Ritter, Smith, Sparks, Webster, Weeks, White, Wolfe—24.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, Senate File No. 334, a bill for an act appropriating the sum of One Hundred and Fifty-one Dollars and Ninety cents (\$151.90) to be paid to W. J. McAhren in settlement of a claim against the State of Iowa arising by reason of the efforts of the said W. J. McAhren to extradite one S. H. Green, with report of committee recommending passage, was taken up and considered.

Mr. Jones moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Corrie, Cottrell, Darrah, DeMar, Dewell, Dodds, Dow, Drury, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feay, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harvey, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—93.

The nays were:

Teter—1.

Absent or not voting:

Calkins, Clary, Conn, Doran, Geneva, Harding, Hume, Lee, Mercer, Pierce, Sheldon, Sidey, Sparks, Stoltenberg—14.

So the bill passed and the title was agreed to.

On motion of Teter of Marion, Senate File No. 203, a bill for an act requiring all corporations doing business within the State to make an annual report and pay an annual license to the Secretary of State, with report of committee recommending passage, was taken up and considered.

Weeks of Guthrie in the chair.

Mr. Teter moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Bauman, Bergeson, Bonwell, Calkins, Clarke, Conn, Corrie, Darrah, DeMar, Dye of Decatur, Feay, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hanson, Inman, Kelley, McAllister, McDonald, Maben, Marston, Meredith, Pierce, Schoenenberger, Sidey, Stewart, Stillman, Sullivan, Swan, Van Houten, Weeks, Welden, White, Youde, Mr. Speaker—39.

The nays were:

Baird, Balluff, Bascom, Beery, Blackmore, Brandes, Cassady, Clary, Cottrell, Dewell, Dodds, Dow, Dye of Pottawattamie, Earle, Feely, Felt, Greenwood, Hambleton, Hanna, Harding, Harvey, Heles, Hickey, Jewell, Kendall, Koontz, Kull, Lowrey, McElrath, Mann, Mason, Miller of Dubuque, Moore, Morris, Nix, Paul, Price, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Smith, Springer, Stoltenberg, Swift, Teter, Webster, Wilson, Wolfe—51.

Absent or not voting:

Allred, Arney, Bixby, Doran, Drury, Dunn, Elliott, Holmes, Hume, Jones, Kellogg, Lee, Lister, Mercer, Miller of Bremer, Offill, Sheldon, Sparks—18.

So the bill having failed to receive a constitutional majority was declared lost.

#### EXPLANATION OF VOTE.

MR. SPEAKER—I voted "nay" on Senate File No. 203 not that I am opposed to the measure but in order that I might move a reconsideration.

L. D. TETER.

Speaker Kendall in the chair.

Teter of Marion moved to reconsider the vote by which Senate File No. 203 failed to pass the House and by which it passed to its third reading.

Roll call demanded.

On the question, "Shall the House reconsider?"

The yeas were:

Allred, Anderson, Arney, Bauman, Bergeson, Bixby, Bonwell, Calkins, Conn, Corrie, Darrah, Drury, Dye of Decatur, Feay, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hanson, Hickey, Hume, Inman, Jewell, Jones, Kelley, Lee, Lister, McAllister, McDonald, Maben, Marston, Meredith, Morris, Nix, Paul, Pierce, Schoenenberger, Shaffer, Sidey, Stewart, Stillman, Swan, Teter, Van Houten, Weeks, Welden, White, Youde, Mr. Speaker—51.

The nays were:

Baird, Balluff, Bascom, Beery, Blackmore, Brandes, Cassady, Clary, Cottrell, DeMar, Dewell, Dodds, Dow, Dunn, Dye of Pottawattamie, Earle, Feely, Felt, Greenwood, Hambleton, Hanna, Harding, Harvey, Heles, Kellogg, Kendall, Koontz, Kull, Lowrey, McElrath, Mann, Mason, Miller of Bremer, Miller of Dubuque, Moore, Price, Reaney, Reitz, Ritter, Schroeder, Schulte, Smith, Springer, Stoltenberg, Sullivan, Swift, Webster, Wilson Wolfe—49.

Absent or not voting:

Clarke, Doran, Elliott, Holmes, Mercer, Ofill, Sheldon, Sparks—8.

So the motion to reconsider prevailed.

Speaker announced that as Speaker of the House, in the presence of the House, he had signed House Files No. 385, 444, 479 and 474, and Senate Files No. 18, 31, 235 and 237.

Unanimous consent having been given, Clarke of Jefferson withdrew House File No. 335 from the Committee on Penitentiaries and the further consideration of the House.

#### RESIGNATION.

The following resignation was filed and accepted:

TO THE CHIEF CLERK—As it is imperative that I return home, I hereby respectfully tender my resignation as House Committee Clerk of the Committees on Public Health and Police Regulations, same to take effect April 3rd.

IRENE MILLER BELL.

On motion of Sullivan of Polk, the House adjourned until 7:30 o'clock this evening.

## EVENING SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Speaker appointed as such committee: Allred of Wayne, Web-  
to notify the Senate that the House is ready to receive it.

Speaker appointed as such committee: Allred of Wayne, Web-  
ster of Muscatine, Schulte of Clayton.

Committee reported that they have so notified the Senate.

Sergeant-at-Arms announced the arrival of the Senate, who  
took seats on the west side of the House chamber.

President Garst was escorted to the Speaker's station.

## JOINT CONVENTION.

President Garst called the joint convention to order.

President announced the purpose of the joint convention to be  
the election of four regents for the State University and three  
trustees for the Iowa State College of Agriculture and Mechanic  
Arts and two trustees for the State Normal School.

The following responded to roll call:

Allen, Allred, Anderson, Arney, Baird, Balluff, Bascom,  
Bauman, Beery, Bergeson, Bixby, Blackmore, Bleakly, Bonwell,  
Brandes, Cassady, Clark of Poweshiek, Clary, Conn, Corrie,  
Crossley, Darrah, Dewell, DeWolf, Dodds, Dow, Dunham, Dunn,  
Dye of Decatur, Dye of Pottawattamie, Ericson, Feay, Feely, Felt,  
Flugum, Fox, Frudden, Gilliland, Grier, Hackler, Hambleton,  
Hanson, Harding, Harvey, Hickey, Holmes, Hughes, Inman,  
Jackson, Jamison of Clarke, Jewell, Jones of Montgomery, Kelley,  
Kendall of Clinton, Kendall of Monroe, Koontz, Kull, Lee, Lister,  
Lowrey, McAllister, McDonald, McElrath, McKlveen, Maben,  
Mann, Marston, Mason, Mattes, Maytag, Meredith, Miller of Du-  
buque, Moon, Moore, Newberry, Nichols, Ofill, Paul, Peterson,  
Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaf-  
fer, Sidey, Smith of Mitchell, Smith of Wright, Springer, Stewart,  
Stoltenberg, Sullivan, Swan, Taylor, Teter, Van Houten, Webster,  
Weeks, Whipple, White, Whiting, Youde, Young—103.

President appointed as tellers of the joint convention: Senator

Allen on part of the Senate, and Representative Feely on part of the House.

Representative Feely of Black Hawk presented the following resolution and moved its adoption:

*Resolved by the Joint Convention of the Thirty-second General Assembly:*

That Charles E. Pickett of the Third Congressional district, Alonzo Abernethy of the Fourth Congressional district, E. K. Winne of the Tenth Congressional district and P. K. Holbrook of the Eleventh Congressional district be and are hereby elected regents of the State University for the term beginning May 1, 1908, and ending May 1, 1914;

That J. S. Jones of the Third Congressional district, W. O. McElroy of the Sixth Congressional district and James H. Wilson of the Ninth Congressional district be and are hereby elected trustees of the Iowa State College of Agriculture and Mechanic Arts for the term beginning May 1, 1908, and ending May 1, 1914;

That George W. Clarke of Dallas county and W. A. McIntire of Wapello county be and are hereby elected trustees of the State Normal School for the term beginning May 1, 1908, and ending May 1, 1914

Representative White of Story seconded the motion to adopt the resolution.

On the question, "Shall the resolution be adopted?"

The yeas were:

Allen, Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bleakly, Bonwell, Brandes, Casady, Clark of Poweshiek, Clary, Conn, Corrie, Cottrell, Crossley, Darrah, DeArmand, Dewell, DeWolf, Dodds, Dow, Dunham, Dunn, Dye of Decatur, Dye of Pottawattamie, Ericson, Feay, Feely, Felt, Fenn, Flugum, Fox, Frudden, Gilliland, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Harvey, Heles, Hickey, Holmes, Hopkins, Hughes, Inman, Jackson, Jamison of Clarke, Jewell, Jones of Montgomery, Kelley, Kendall of Monroe, Kimmel, Koontz, Kull, Lambert, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, McKlveen, Maben, Mann, Marston, Mason, Mattes, Maytag, Meredith, Miller of Bremer, Miller of Dubuque, Moon, Moore, Morris, Newberry, Nichols, Offill, Paul, Price, Reaney, Reitz, Ritter, Saunders, Schoenenberger, Schroeder, Schulte, Seeley, Shaffer, Sidey, Smith of Mitchell, Smith of Wright, Stewart, Stoltenberg, Sullivan, Swan, Taylor, Teter, Turner, Van Houten, Webster, Weeks, Welden, White, Whiting, Wilson of Fayette, Wilson of Tama, Youde—114.

The nays were:

None.

Absent or not voting:

Bergeson, Bruce, Burgess, Calkins, Clarke of Jefferson, DeMar, Doran, Dowell, Drury, Earle, Eckles, Elerick, Elliott, Foley, Gale, Geneva, Greenwood, Hume, Jamieson of Page, Jones of Mahaska, Kellogg, Kendall of Clinton, Kimmell, Kinne, McManus, Mercer, Nix, Peterson, Pierce, Sheldon, Smith of Des Moines, Sparks, Springer, Stillman, Stirton, Stookey, Stuckslager, Swift, Wade, Warren, Whipple, Wilson of Clinton, Wolfe, Young—44.

So the resolution was declared to be adopted, and the persons named therein declared elected to the offices for which they were named and for the terms specified in said resolution.

The tellers announced that 114 members of the joint convention had voted for the candidates named in the resolution.

The following certificates were signed in the presence of the joint convention:

STATE OF IOWA,

HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, APRIL 5th, A. D. 1907.

This is to certify that at an election by the two houses of the Thirty-second General Assembly of the State of Iowa, in joint convention, on the 5th day of April, A. D. 1907, for the purpose of electing the officers of the various State institutions, Charles E. Pickett of Waterloo, Black Hawk county, Iowa, having received a majority of all the votes cast for said office, was declared duly elected as 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 5th day of April, A. D. 1907.

WARREN GARST,

*President of the Senate.*

N. E. KENDALL,

*Speaker of the House of Representatives.*

J. H. ALLEN,

*Teller on the part of the Senate.*

GUY A. FEELY,

*Teller on the part of the House.*

STATE OF IOWA,

HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, APRIL 5th, A. D. 1907.

This is to certify that at an election by the two houses of the

Thirty-second General Assembly of the State of Iowa, in joint convention, on the 5th day of April, A. D. 1907, for the purpose of electing the officers of the various State institutions, Alonzo Abernethy of Osage, Mitchell county, Iowa, having received a majority of all the votes cast for said office, was declared duly elected as 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 5th day of April, A. D. 1907.

WARREN GARST,  
*President of the Senate.*

N. E. KENDALL,  
*Speaker of the House of Representatives.*

J. H. ALLEN,  
*Teller on the part of the Senate.*

GUY A. FEELY,  
*Teller on the part of the House.*

STATE OF IOWA,  
HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, APRIL 5th, A. D. 1907.

This is to certify that at an election by the two houses of the Thirty-second General Assembly of the State of Iowa, in joint convention, on the 5th day of April, A. D. 1907, for the purpose of electing the officers of the various State institutions, E. K. Winne of Humboldt, Humboldt county, Iowa, having received a majority of all the votes cast for said office, was declared duly elected as 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.

WARREN GARST,  
*President of the Senate.*

N. E. KENDALL,  
*Speaker of the House of Representatives.*

J. H. ALLEN,  
*Teller on the part of the Senate.*

GUY A. FEELY,  
*Teller on the part of the House.*

STATE OF IOWA,  
HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, APRIL 5th, A. D. 1907.

This is to certify that at an election by the two houses of the Thirty-second General Assembly of the State of Iowa, in joint convention, on the 5th day of April, A. D. 1907, for the purpose of electing the officers of the various State institutions, P. K. Holbrook of Onawa, Monona county, Iowa, having received a majority of all the votes cast for said office, was declared duly elected as 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 5th day of April, A. D. 1907.

WARREN GARST,  
*President of the Senate.*

N. E. KENDALL,  
*Speaker of the House of Representatives.*

J. H. ALLEN,  
*Teller on the part of the Senate.*  
GUY A. FEELY,  
*Teller on the part of the House.*

STATE OF IOWA,

HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, APRIL 5th, A. D. 1907.

This is to certify that at an election by the two houses of the Thirty-second General Assembly of the State of Iowa, in joint convention, on the 5th day of April, A. D. 1907, for the purpose of electing the officers of the various State institutions, J. S. Jones of Manchester, Delaware county, Iowa, having received a majority of all the votes cast for said office, was declared duly elected as trustee of the Iowa State College of Agriculture and Mechanic Arts 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 5th day of April, A. D. 1907.

WARREN GARST,  
*President of the Senate.*

N. E. KENDALL,  
*Speaker of the House of Representatives.*

J. H. ALLEN,  
*Teller on the part of the Senate.*  
GUY A. FEELY,  
*Teller on the part of the House.*

STATE OF IOWA,

HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, APRIL 5th, A. D. 1907.

This is to certify that at an election by the two houses of the Thirty-second General Assembly of the State of Iowa, in joint convention, on the 5th day of April, A. D. 1907, for the purpose of electing the officers of the various State institutions, W. O. McElroy of Newton, Jasper county, Iowa, having received a majority of all the votes cast for said office, was declared duly elected as trustee of the Iowa State College of Agriculture and Mechanic Arts 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 5th day of April,  
A. D. 1907.

WARREN GARST,  
*President of the Senate.*

N. E. KENDALL,  
*Speaker of the House of Representatives.*

J. H. ALLEN,  
*Teller on the part of the Senate.*

GUY A. FEELY,  
*Teller on the part of the House.*

STATE OF IOWA,

HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, APRIL 5th, A. D. 1907.

This is to certify that at an election by the two houses of the Thirty-second General Assembly of the State of Iowa, in joint convention, on the 5th day of April, A. D. 1907, for the purpose of electing the officers of the various State institutions, James H. Wilson of Menlo, Guthrie county, Iowa, having received a majority of all the votes cast for said office, was declared duly elected as trustee of the Iowa State College of Agriculture and Mechanic Arts 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 5th day of April,  
A. D. 1907.

WARREN GARST,  
*President of the Senate.*

N. E. KENDALL,  
*Speaker of the House of Representatives.*

J. H. ALLEN,  
*Teller on the part of the Senate.*

GUY A. FEELY,  
*Teller on the part of the House.*

STATE OF IOWA,

HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, APRIL 5th, A. D. 1907.

This is to certify that at an election by the two houses of the Thirty-second General Assembly of the State of Iowa, in joint convention, on the 5th day of April, A. D. 1907, for the purpose of electing the officers of the various State institutions, George W. Clarke of Adel, Dallas county, Iowa, having received a majority of all the votes cast for said office, was declared duly elected as trustee of the State Normal School for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 5th day of April,  
A. D. 1907.

WARREN GARST,  
*President of the Senate.*

N. E. KENDALL,  
*Speaker of the House of Representatives.*

J. H. ALLEN,  
*Teller on the part of the Senate.*

GUY A. FEELY,  
*Teller on the part of the House.*

STATE OF IOWA,

HALL OF THE HOUSE OF REPRESENTATIVES.

DES MOINES, APRIL 5th, A. D. 1907.

This is to certify that at an election by the two houses of the Thirty-second General Assembly of the State of Iowa, in joint convention, on the 5th day of April, A. D. 1907, for the purpose of electing the officers of the various State institutions, W. A. McIntire of Ottumwa, Wapello county, Iowa, having received a majority of all the votes cast for said office, was declared duly elected as trustee of the State Normal School for the term of six years from and after the expiration of the term of the present incumbent, and until his successor is elected and qualified.

Signed in the presence of the joint convention, this 5th day of April,  
A. D. 1907.

WARREN GARST,  
*President of the Senate.*

N. E. KENDALL,  
*Speaker of the House of Representatives.*

J. H. ALLEN,  
*Teller on the part of the Senate.*

GUY A. FEELY,  
*Teller on the part of the House.*

Minutes of the joint convention were read and approved.

On motion of Senator Crossley the joint convention dissolved.

The House resumed its session.

Speaker Kendall in the chair.

On motion of Clary of Chickasaw, the House adjourned until  
9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, APRIL 6, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. A. J. Haggett of Des Moines.

Journal of Friday, April 5, corrected and approved.

## LEAVE OF ABSENCE GRANTED.

On request of Bascom of Dickinson, leave of absence was granted Felt of Clay until Monday.

On request of Schroeder of Crawford, leave of absence was granted Clarke of Jefferson until Monday.

On request, leave of absence was granted McAllister of Linn until Monday.

## REPORTS OF COMMITTEES ON ENROLLED BILLS.

Stillman of Greene, 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. 130, a bill for an act to amend Section Three Hundred and Eight (308) of Supplement to the Code, as amended by Chapter Eleven (11), acts of the Thirty-first General Assembly, relating to the compensation of County Attorneys.

Also:

House File No. 171, a bill for an act to amend Section Thirteen Hundred and Seventy-three (1373) of the Code, relating to the correction of erroneous assessments.

Also:

House File No. 287, a bill for an act to amend the law as it appears

in Section Sixteen Hundred and Ten (1610) of the Supplement to the Code, in relation to corporations for pecuniary profit.

Also:

House File No. 421, a bill for an act to repeal Section Two Thousand and Twenty-six (2026) of the Supplement to the Code and Chapter Eighty-seven (87) of the acts of the Thirty-first General Assembly, and to enact a substitute therefor, relating to street railways over high-ways.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 130, a bill for an act to amend Section Three Hundred and Eight (308) of Supplement to the Code, as amended by Chapter Eleven (11), acts of the Thirty-first General Assembly, relating to the compensation of County Attorneys.

Also:

House File No. 171, a bill for an act to amend Section Thirteen Hundred and Seventy-three (1373) of the Code, relating to the correction of erroneous assessments.

Also:

House File No. 287, a bill for an act to amend the law as it appears in Section Sixteen Hundred and Ten (1610) of the Supplement to the Code, in relation to corporations for pecuniary profit.

Also:

House File No. 421, a bill for an act to repeal Section Two Thousand and Twenty-six (2026) of the Supplement to the Code and Chapter Eighty-seven (87) of the acts of the Thirty-first General Assembly, and to enact a substitute therefor, relating to street railways over high-ways.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 130, a bill for an act to amend Section Three Hundred and Eight (308) of Supplement to the Code, as amended by Chapter Eleven (11).

acts of the Thirty-first General Assembly, relating to the compensation of County Attorneys.

Also:

House File No. 171, a bill for an act to amend Section Thirteen Hundred and Seventy-three (1373) of the Code, relating to the correction of erroneous assessments.

Also:

House File No. 287, a bill for an act to amend the law as it appears in Section Sixteen Hundred and Ten (1610) of the Supplement to the Code, in relation to corporations for pecuniary profit.

Also:

House File No. 421, a bill for an act to repeal Section Two Thousand and Twenty-six (2026) of the Supplement to the Code and Chapter Eighty-seven (87) of the acts of the Thirty-first General Assembly, and to enact a substitute therefor, relating to street railways over high-ways.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

#### RESOLUTIONS.

Teter of Marion presented the following resolution and moved its adoption:

#### CONCURRENT RESOLUTION.

*Resolved by the House, the Senate concurring,* That the Chief Clerk of the House and the Secretary of the Senate be required to remain at the Capitol and perform their respective duties as such for a period of five days after the close of the session of the Thirty-second General Assembly; the Acting Assistant Clerk of the House, three days; First Assistant Secretary of the Senate, three days; Assistant Journal Clerks of the House, one day; Journal Clerks of the Senate, one day; Engrossing Clerk of the House, three days; Engrossing Clerk of the Senate, three days; Assistant Postmistress, one day; Mail Carrier, one day; for the purpose of reading, correcting, arranging, preserving and certifying the records of the session and closing up the business of their respective offices, and that they receive the same compensation per day for such extra time as they now receive.

Rule suspended and resolution adopted.

#### MESSAGES FROM THE SENATE.

The following messages were 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. 371, a bill for an act fixing the place of confinement of females who are convicted of felonies and sentenced to confinement in the penitentiary.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the following House concurrent resolution, in which the concurrence of the Senate was asked:

Concurrent resolution relative to giving to the Iowa Northern Border Brigade the same privileges as are given officers and soldiers of the Civil war.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate File No. 328, a bill for an act authorizing the employment of convict labor in the care of the State's property, and for other purposes.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the following House concurrent resolution, in which the concurrence of the Senate was asked:

Concurrent resolution relative to the printing, in pamphlet form, of the primary election law.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate File No. 330, a bill for an act relating to the sale of intoxicants in the vicinity of military reservations.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the report of the conference committee and receded from its amendment on House File No. 49, a bill for an act to provide for a uniform policy to be used by all fire insurance companies doing business in Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the

Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 231, a bill for an act relative to the accounting of fees and compensation of justices of the peace and constables, and to enact a substitute therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and concurred in House amendments to Senate File No. 81, a bill for an act prohibiting the storage and transportation of powder into coal mines while miners or other employes are working therein.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 402, a bill for an act to limit the expenses, other than losses, of state mutual hail insurance associations, and to limit the compensations to be paid officers, agents and employes of such associations.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 338, a bill for an act regulating and taxing of persons who shall maintain an office or place where intoxicating liquors are held in store.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 491, a bill for an act legalizing all acts passed by the council of the town of Milford, Dickinson county, Iowa, in connection with granting a franchise to the Midland Telephone Company.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 477, a bill for an act to amend Title Six (6), Chapter Three (3) of the Code, relating to elections.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 446, a bill for an act amending the law relating to the expenses of the Bureau of Labor Statistics.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 483, a bill for an act to legalize the acts of the town council of Bayard, Guthrie county, Iowa, and irregularities in a certain election held on March 25, 1907, thereby.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate herewith requests the recall of House File No. 477, a bill for an act providing for the publication of candidates' expenses.

GEO. A. NEWMAN,  
*Secretary.*

#### CONSIDERATION OF BILLS.

By unanimous consent, on motion of Holmes of Kossuth, Senate File No. 371, a bill for an act fixing the place of confinement of females who are convicted of felonies and sentenced to confinement in the penitentiary, was taken up and considered.

Senate File No. 371 read first and second time.

Mr. Holmes moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Harvey, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald.

Maben, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Clarke, Dodds, Doran, Dow, Drury, Elliott, Felt, Hanna, Hanson, Harding, Heles, Kelley, Lee, Lister, McElrath, Mann, Marston, Mercer, Offill, Pierce, Price, Reitz, Shaffer, Sheldon, Sidey, Smith, Sparks, Stoltenberg, Youde—29.

So the bill passed and the title was agreed to.

On motion of McAllister of Linn, Senate File No. 351, a bill for an act to authorize the sale of the southwest quarter of Section 27, Township 78 north, Range 24 west of the 5th principal meridian, known as the camp ground of the Iowa National Guard, and to use the proceeds of the sale, or so much thereof as may be necessary, in the purchase and improvement of another camp ground for the said Guard, was taken up and considered.

Mr. McAllister moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Feay, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Heles, Hickey, Hume, Inman, Jewell, Jones, Kellogg, Kendall, Kull, McAllister, McDonald, Maben, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sheldon, Smith, Stewart, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Youde, Mr. Speaker—79.

The nays were:

None.

Absent or not voting:

Balluff, Clarke, Dewell, Dodds, Doran, Drury, Earle, Elliott, Felt, Hanna, Harding, Harvey, Holmes, Kelley, Koontz, Lee, Lister, Lowrey, McElrath, Mann, Mercer, Pierce, Price, Shaffer, Sidey, Sparks, Springer, Stillman, Stoltenberg—29.

So the bill passed and the title was agreed to.

On motion of Cottrell of Plymouth, Senate substitute for Senate File No. 311, a bill for an act to amend Chapter One (1), Title VII (7) of the Code, relating to the improvement of main roads, with report of committee recommending passage as amended, was taken up, considered and the committee amendments adopted.

Mr. Cottrell moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Arney, Balluff, Bauman, Bonwell, Brandes, Calkins, Clary, Conn, Cottrell, Earle, Feay, Fox, Grier, Hanna, Harvey, Heles, Jones, Kellogg, Koontz, Kull, Lister, McDonald, McElrath, Marston, Mason, Miller of Bremer, Miller of Dubuque, Paul, Reaney, Reitz, Ritter, Sheldon, Sidey, Stewart, Sullivan, Van Houten, Webster, White, Wolfe—39.

The nays were:

Allred, Anderson, Baird, Bascom, Beery, Bergeson, Blackmore, Cassady, Corrie, Darrah, Dewell, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Fenn, Flugum, Geneva, Greenwood, Hambleton, Hanson, Harding, Hickey, Inman, Jewell, Kelley, Kendall, Lee, Lowrey, McAllister, Maben, Mann, Meredith, Morris, Nix, Offill, Price, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Stillman, Swift, Teter, Weeks, Welden, Wilson, Youde, Mr. Speaker—51.

Absent or not voting:

Bixby, Clarke, DeMar, Dodds, Doran, Drury, Felt, Hackler,

Holmes, Hume, Kelley, Mercer, Moore, Pierce, Sparks, Springer, Stoltenberg, Swan—18.

So the bill having failed to receive a constitutional majority was declared lost.

House resumed consideration of Senate File No. 203, which was pending on adjournment on its second reading.

Speaker Pro Tempore Hambleton in the chair.

Van Houten of Taylor moved to amend Senate File No. 203 by striking out all of Section Three (3) and inserting the following in lieu thereof:

SEC. 3. Every corporation whose corporate period has not expired, which has heretofore obtained or may hereafter obtain a certificate of incorporation or permit under the provisions of Chapter One (1) of Title Nine (9) to transact business in this State as a corporation, whether the same be a domestic or foreign corporation, shall pay to the Secretary of State an annual license fee on authorized capital stock in amounts as follows:

|                                         |           |         |
|-----------------------------------------|-----------|---------|
| Up to and including.....                | \$ 10,000 | \$ 1.00 |
| Over \$ 10,000 up to and including..... | 20,000    | 2.00    |
| Over 20,000 up to and including.....    | 30,000    | 3.00    |
| Over 30,000 up to and including.....    | 40,000    | 4.00    |
| Over 40,000 up to and including.....    | 50,000    | 5.00    |
| Over 50,000 up to and including.....    | 100,000   | 10.00   |
| Over 100,000 up to and including.....   | 500,000   | 15.00   |
| Over 500,000 up to and including.....   | 1,000,000 | 20.00   |
| Over 1,000,000.....                     |           | 25.00   |

All to be accounted for by him the same as other fees of his office; provided, however, that nothing in this section shall require any corporation in process of liquidation to pay the annual license fee provided for herein.

Greenwood of Mills moved to amend the proposed amendment to Senate File No. 203 by striking out the figures "\$15.00" and to insert in lieu thereof the figures "\$25.00;" also to strike out the figures "\$20.00" and to insert in lieu thereof the figures "\$50.00;" also to strike out the figures "\$25.00" and to insert in lieu thereof the figures "\$75.00."

Amendment to amendment adopted.

Speaker Kendall in the chair.

Amendment as amended adopted.

Moore of Linn moved to amend Senate File No. 203 by striking

from lines two and three in Section Six (6) all after the word "State" up to and including the word "and," also by striking out the word "newspapers" in line four in Section Six (6), and inserting in lieu thereof the word "newspaper."

Amendment adopted.

Moore of Linn moved to amend Senate File No. 203 by striking out Section Three (3).

Amendment adopted.

Van Houten of Taylor moved that Senate File No. 203 be referred to Committee on Ways and Means.

Motion prevailed, and the bill was so referred.

Unanimous consent having been given, Dye of Decatur withdrew concurrent resolution relative to the distribution of 7,500 copies of Dye's Uniform System of Road Work from further consideration of the House.

Unanimous consent having been given, Geneva of Keokuk withdrew concurrent resolution relating to the printing of rules governing the contracting of supplies by the Board of Control from further consideration of the House.

Van Houten of Taylor moved that the House concur in the Senate request for the recall of House File No. 477.

Motion prevailed.

Speaker announced that, as Speaker of the House, in the presence of the House, he has signed House Files No. 130, 171, 287 and 421.

On motion of Anderson of Hamilton, the House adjourned until 1:30 o'clock this afternoon.

AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Teter of Marion moved to reconsider the vote by which the House concurred in Senate request for the recall of House File No. 477.

Motion prevailed.

Teter of Marion moved that the House refuse to concur in the Senate request for the recall of House File No. 477.

Motion prevailed, and so the request was denied.

LEAVE OF ABSENCE GRANTED.

On request of Heles of Dubuque, leave of absence was granted Bauman of Van Buren until Monday.

On request, leave of absence was granted Fox of Dallas until Monday.

On request of Offill of Jasper, leave of absence was granted Inman of Floyd until Monday.

On request, leave of absence was granted Drury of Sac until Monday.

On request of Cottrell of Plymouth, leave of absence was granted Harvey of Osceola until Monday.

On request of Darrah of Lucas, leave of absence was granted Feay of Lyon until Monday.

On request of Heles of Dubuque, leave of absence was granted Schulte of Clayton until Monday.

On request of Allred of Wayne, leave of absence was granted Nix of Union until Monday.

On request of Reaney of Louisa, leave of absence was granted Jewell of Winneshiek until Monday.

On request of Teter of Marion, leave of absence was granted Welden of Hardin until Monday.

REPORTS OF COMMITTEES OF ENROLLED BILLS.

Stillman of Greene, 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. 168, a bill for an act to amend the law as it appears in Sections Sixty-five (65) and Twenty-six Hundred and Twenty-seven (2627) of the Supplement to the Code, and to amend Sections Eighty-seven (87), Ninety-nine (99) and One Hundred and Sixteen (116) of the Code, relating to the compensation of the Secretary to the Governor, the Deputy Superintendent of Public Instruction, the Deputy Secretary of State, the Deputy Auditor of State and the Deputy Treasurer of State; also to amend Sec-

tion Two Hundred and Five (205) of the Code, in reference to Deputy Clerk of the Supreme Court.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 168, a bill for an act to amend the law as it appears in Sections Sixty-five (65) and Twenty-six Hundred and Twenty-seven (2627) of the Supplement to the Code, and to amend Sections Eighty-seven (87), Ninety-nine (99) and One Hundred and Sixteen (116) of the Code, relating to the compensation of the Secretary to the Governor, the Deputy Superintendent of Public Instruction, the Deputy Secretary of State, the Deputy Auditor of State and the Deputy Treasurer of State; also to amend Section Two Hundred and Five (205) of the Code, in reference to Deputy Clerk of the Supreme Court.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 168, a bill for an act to amend the law as it appears in Sections Sixty-five (65) and Twenty-six Hundred and Twenty-seven (2627) of the Supplement to the Code, and to amend Sections Eighty-seven (87), Ninety-nine (99) and One Hundred and Sixteen (116) of the Code, relating to the compensation of the Secretary to the Governor, the Deputy Superintendent of Public Instruction, the Deputy Secretary of State, the Deputy Auditor of State and the Deputy Treasurer of State; also to amend Section Two Hundred and Five (205) of the Code, in reference to Deputy Clerk of the Supreme Court.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

#### RESOLUTIONS.

Offill of Jasper presented the following resolution:

WHEREAS, We believe the remaining business of this General Assembly can be successfully accomplished in a brief season of time; therefore, be it

*Resolved by the House, the Senate concurring, That this General As-*

sembly do adjourn sine die at noon, 12:00 o'clock M., on Tuesday, April 9, 1907.

Laid over under Rule 34.

Holmes of Kossuth presented the following concurrent resolution:

WHEREAS, By his wise initiative and courageous leadership the President of the United States has become pre-eminently identified with the cause of political, social and business reform; and,

WHEREAS, The great work of which he has been and now is the most distinguished exponent is yet unfinished; and,

WHEREAS, With singular unanimity the great body of the people of the United States, without regard to political affiliation, have implicit confidence in his great ability, unselfish patriotism and unswerving fidelity to his exalted trust; therefore, be it

*Resolved by the House of Representatives of the Thirty-second General Assembly of the State of Iowa, with the Senate concurring,* That the best interests of the general government and the successful establishment of the great public measures which have been inaugurated by the present national administration demand the re-nomination and re-election of Theodore Roosevelt to the Presidency of the United States.

Laid over under rule 34.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 124, a bill for an act to establish an Industrial Reformatory for Females and provide for the transfer to and from the Industrial School for Girls.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has refused to concur in House amendment to Senate File No. 198, a bill for an act amending the law relating to the compensation of County Recorders.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 77, a bill for an act making appropriations for the Iowa State College of Agricul-

ture and Mechanic Arts, the State University and the State Normal School.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 350, a bill for an act to indemnify D. H. Fiester for personal injury sustained by him while employed at the Hospital for the Insane at Independence, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 315, a bill for an act to provide for agricultural extension work by the Iowa State College of Agriculture and Mechanic Arts, and making appropriations therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 11, a bill for an act providing for the purchase of a monument at the grave of the late ex-Governor Wm. M. Stone, and making an appropriation therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 484, a bill for an act to reimburse George S. Mornin and Guy A. Feely for expenses incurred in the election contest from the Sixty-sixth Representative district of Iowa, and other expenses incurred in said contest.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 138, a bill for an act making an appropriation for the erection of a monument in Elmwood cemetery, DeWitt, Iowa, in commemoration of the memory of John Lepper.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 308, a bill for an act authorizing the Board of Supervisors to grant to municipalities the use of the public highways for the laying of water mains and pipes, and fixing the liability for damages arising from the construction thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has indefinitely postponed the following bill, in which the concurrence of the Senate was asked:

House File No. 161, a bill for an act to appropriate money for the purpose of erecting a monument over the grave of a Revolutionary soldier buried at Center Point, Linn county, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in the following concurrent resolution, in which the concurrence of the Senate was asked:

Concurrent resolution relative to the retaining of certain clerks after the close of the session.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 372, a bill for an act legalizing the acts and proceedings of the city council of the city of Oelwein, Iowa.

GEO. A. NEWMAN,  
*Secretary.*

## SENATE MESSAGES CONSIDERED.

Senate File No. 358, a bill for an act making appropriations for the State University of Iowa.

Read first and second time and referred to Committee on Appropriations.

Senate File No. 360, a bill for an act making appropriations for the construction, repair, improvement and contingent funds for State hospitals, penitentiaries, industrial schools, Institution for Feeble-Minded, College for Blind, School for Deaf, Iowa Soldiers' Home, Iowa Soldiers' Orphans' Home.

Read first and second time and referred to Committee on Appropriations.

Senate File No. 372, a bill for an act legalizing the acts and proceedings of the city council of the city of Oelwein, Iowa, and purchasing grounds for park and appropriating money from the park fund in partial payment of the same, and any and all acts of the city treasurer of said city in payment of warrants drawn on the park fund by the city clerk of said city.

Read first and second time and passed on file.

Substitute for Senate File No. 26, a bill for an act to amend Chapter One Hundred and Forty-two (142) of the laws of the Thirty-first General Assembly, and increasing the appropriation for carrying its purpose into effect.

Read first and second time and referred to Committee on Appropriations.

## CONSIDERATION OF BILLS.

On motion of Weeks of Guthrie, Senate File No. 336, a bill for an act amendatory of and additional to the law as it appears in Section Three (3), Chapter One Hundred and Sixteen (116) of the laws of the Thirty-first General Assembly of Iowa, relative to the practice of dentistry, and extending the time within which to file licenses issued prior to January 1, 1907, under certain conditions, was taken up and considered.

Mr. Weeks moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Anderson, Arney, Baird, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Corrie, Cottrell, Darrah, DeMar, Dewell, Dunn, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Flugum, Fox, Greenwood, Hackler, Hambleton, Hanna, Hanson, Heles, Hickey, Hume, Jewell, Kelley, Kendall, Koontz, Kull, Lister, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Offill, Paul, Price, Reaney, Reitz, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Welden, White, Wilson, Wolfe, Mr. Speaker—76.

The nays were:

None.

Absent or not voting:

Allred, Bauman, Clarke, Clary, Conn, Dodds, Doran, Dow, Drury, Dye of Decatur, Feay, Felt, Geneva, Grier, Harding, Harvey, Holmes, Inman, Jones, Kellogg, McAllister, Mercer, Moore, Nix, Pierce, Ritter, Sheldon, Sidey, Sparks, Swift, Weeks, Youde—32.

So the bill passed and the title was agreed to.

On motion of Bixby of Delaware, Senate File No. 242, a bill for an act to create a commission to examine, revise and codify the laws relating to the public schools, and such other purposes as may be incident thereto, was taken up and considered.

Price of Warren in the chair.

Mr. Bixby moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

Speaker Kendall in the chair.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Fenn, Flugum,

Fox, Geneva, Greenwood, Hackler, Hanson, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kendall, Koontz, Kull, Lee, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Ofill, Paul, Reaney, Ritter, Schonenberger, Schulte, Shaffer, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Mr. Speaker—75.

The nays were:

None.

Absent or not voting:

Bauman, Clarke, Dodds, Doran, Dow, Drury, Earle, Feay, Felt, Grier, Hambleton, Hanna, Harding, Harvey, Heles, Jones, Kellogg, Lister, Lowrey, McAllister, McDonald, Mercer, Nix, Pierce, Price, Reitz, Schroeder, Sheldon, Sidey, Sparks, Swift, Wolfe, Youde—33.

So the bill passed and the title was agreed to.

On motion of Harding of Woodbury, Senate substitute for Senate File No. 61, a bill for an act additional to Title VII (7), Chapter Two (2) of the Code, authorizing County Treasurers to commence and prosecute ordinary actions at law for the enforcement of tax liens and the collection of taxes in addition to all the other remedies now provided by law for the collection of taxes and for the issuance of a writ of attachment in certain cases without bond for the purpose of enforcing the payment of taxes, whether due or not due, and collecting the same, with report of committee recommending passage, was taken up and considered.

Mr. Harding moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?" ..

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clary, Conn, Cottrell, Darrah, DeMar, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanson, Harding, Hickey, Holmes, Hume, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz,

Kull, Lee, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Reaney, Reitz, Ritter, Schoenenberger, Schroeder Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Mr. Speaker—79.

The nays were :

None.

Absent or not voting : ,

Balluff, Bauman, Beery, Clarke, Corrie, Dewell, Dodds, Doran, Drury, Feay, Felt, Grier, Hanna, Harvey, Heles, Inman, Lister, Lowrey, McAllister, Mercer, Miller of Bremer, Pierce, Price, Sheldon, Sparks, Springer, Swift, Wolfe, Youde—29.

So the bill passed and the title was agreed to.

On motion of Teter of Marion, Senate File No. 349, a bill for an act to repeal Section Thirteen Hundred and Forty-six-d (1346-d) of the Supplement to the Code, relating to the assessment of express companies for taxation, and to enact a substitute therefor, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Mr. Teter moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bergeson, Bixby, Bonwell, Brandes, Calkins, Cassady, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Hickey, Holmes, Hume, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lister, McDonald, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Ofill, Paul, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Wolfe, Mr. Speaker—80.

The nays were :

None.

Absent or not voting :

Balluff, Bauman, Beery, Blackmore, Clarke, Dodds, Doran, Drury, Feay, Fox, Hanna, Harvey, Heles, Inman, Lee, Lowrey, McAllister, McElrath, Mercer, Miller of Bremer, Nix, Pierce, Schroeder, Sheldon, Springer, Stoltenberg, Weeks, Youde—28.

So the bill passed and the title was agreed to.

On motion of Sullivan of Polk, Senate File No. 227, a bill for an act to prohibit the discharge into the open air of dense smoke within the corporate limits of cities of the first class or special charter cities having a population of 20,000 or more inhabitants; to declare the discharge into the open air of dense smoke within the corporate limits of such cities a public nuisance, and to provide penalties for the violation and enforcement thereof, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Mr. Sullivan moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Baird, Balluff, Bascom, Bixby, Blackmore, Brandes, Cassady, Clary, Conn, Corrie, Darrah, Dow, Dunn, Dye of Decatur, Elliott, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Hickey, Holmes, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McDonald, McElrath, Mann, Marston, Meredith, Miller of Dubuque, Morris, Offill, Paul, Pierce, Reitz, Ritter, Schoenenberger, Shaffer, Sidey, Smith, Springer, Stewart, Sullivan, Swan, Swift, Teter, Webster, Weeks, Wilson, Wolfe, Mr. Speaker—60.

The nays were :

Anderson, Bergeson, Dewell, Harding—4.

Absent or not voting :

Arney, Bauman, Beery, Bonwell, Calkins, Clarke, Cottrell,

DeMar, Dodds, Doran, Drury, Dye of Pottawattamie, Earle, Feay, Feely, Felt, Fenn, Fox, Harvey, Heles, Hume, Inman, Jewell, Lee, Lister, McAllister, Maben, Mason, Mercer, Miller of Bremer, Moore, Nix, Price, Reaney, Schroeder, Schulte, Sheldon, Sparks, Stillman, Stoltenberg, Van Houten, Welden, White, Youde—44.

Roll call verified.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, Senate File No. 322, a bill for an act to amend Section Twenty-two Hundred and Seventy (2270) of the Code, relating to settlement of insane patients, was taken up and considered.

Mr. Jones moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Hume, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, McDonald, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—83.

The nays were:

None.

Absent or not voting:

Balluff, Bauman, Calkins, Clarke, Clary, Dodds, Doran, Drury, Dunn, Feay, Felt, Harvey, Holmes, Inman, Lowrey, McAllister, McElrath, Maben, Mercer, Miller of Bremer, Nix, Pierce, Sheldon, Springer, Youde—25.

So the bill passed and the title agreed to.

On motion of Schulte of Clayton, Senate File No. 47, a bill for an act to amend the law as it appears in Chapter Eighty-eight (88), laws of the Thirtieth General Assembly, relating to compensation of Deputy and Assistant Dairy Commissioners, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Hanson of Humboldt moved to amend Senate File No. 47 by striking out the word "fourteen" in Section One (1) and to insert the word "fifteen."

Van Houten of Taylor moved that Senate File No. 47 be re-referred to the Committee on Compensation of Public Officers.

Motion prevailed, and the bill was so referred.

#### SENATE AMENDMENTS CONSIDERED.

On request of Kelley of Polk, unanimous consent having been given, House File No. 231, a bill for an act to repeal Section Forty-six Hundred (4600) of the Code, relative to the accounting for fees and compensation of justices of the peace and constables, and to enact in lieu thereof the following, with Senate amendments, was taken up and the amendments read and considered.

Mr. Kelley moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Arney, Baird, Balluff, Bascom, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Conn, Corrie, DeMar, Dewell, Dow, Dunn, Dye of Decatur, Earle, Elliott, Feely, Geneva, Grier, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Hume, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, McDonald, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sidey, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—77.

The nays were:

None.

Absent or not voting :

Anderson, Bauman, Beery, Clarke, Clary, Cottrell, Darrah, Dodds, Doran, Drury, Dye of Pottawattamie, Feay, Felt, Fenn, Flugum, Fox, Greenwood, Hackler, Harvey, Holmes, Inman, Lowrey, McAllister, McElrath, Mercer, Miller of Bremer, Nix, Schroeder, Sheldon, Teter, Youde—31.

So the House concurs.

On request of Meredith of Cass, unanimous consent having been given, House File No. 484, a bill for an act to reimburse George S. Mornin and Guy A. Feely for expenses incurred in the election contest from the Sixty-sixth Representative district of Iowa, and to pay sundry persons for services, per diem, mileage, and expenses rendered and incurred in connection with said election contest, with Senate amendments, was taken up and the amendments read and considered.

Mr. Meredith moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were :

Allred, Arney, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clary, Corrie, Cottrell, Darrah, DeMar, Dow, Dunn, Dye of Decatur, Earle, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Hickey, Hume, Jewell, Jones, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McDonald, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—78.

The nays were :

None.

Absent or not voting :

Anderson, Baird, Bauman, Clarke, Conn, Dewell, Dodds, Doran, Drury, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fox, Hanna, Harvey, Heles, Holmes, Inman, Kelley, McAllister,

Mercer, Miller of Bremer, Nix, Reaney, Sheldon, Smith, Sparks, Youde—30.

So the House concurs.

On request of Lister of Grundy, unanimous consent having been given, House File No. 315, a bill for an act to provide for agricultural extension work and for a correspondence school of agriculture by the Iowa State College of Agriculture and Mechanic Arts, and making appropriations therefor, with Senate amendments, was taken up and the amendments read and considered.

Mr. Lister moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dow, Dye of Decatur, Earle, Elliott, Feely, Fenn, Flugum, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Hume, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lister, McDonald, McElrath, Maben, Mann, Mason, Meredith, Miller of Dubuque, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schroeder, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Bauman, Clarke, Dodds, Doran, Drury, Dunn, Dye of Pottawattamie, Felt, Fox, Geneva, Harvey, Holmes, Inman, Koontz, Lowrey, McAllister, Marston, Mercer, Moore, Nix, Schoenenberger, Schulte, Sparks, Stoltenberg, Youde—25.

So the House concurs.

On request of Hanson of Humboldt, unanimous consent having been given, House File No. 402, a bill for an act to limit the expenses, other than losses, of State mutual hail insurance as-

sociations and to limit compensation to be paid to officers, agents and employes of such associations, with Senate amendments, was taken up and the amendments read and considered.

Feely of Black Hawk moved that House File No. 402 be re-referred to the Committee on Insurance.

Motion lost.

Hanson of Humboldt moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Cassady, Clary, Dow, Earle, Heles, Hume, Kelley, Koontz, McDonald, McElrath, Sullivan—11.

The nays were:

Allred, Anderson, Arney, Baird, Bascom, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dye of Decatur, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Hickey, Holmes, Jewell, Jones, Kellogg, Kendall, Lee, Lister, Mann, Marston, Meredith, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Shaffer, Sidey, Smith, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—65.

Absent or not voting:

Balluff, Bauman, Beery, Clarke, Dewell, Dodds, Doran, Drury, Dunn, Dye of Pottawattamie, Elliott, Feay, Feely, Felt, Fox, Harvey, Inman, Kull, Lowrey, McAllister, Maben, Mason, Mercer, Miller of Bremer, Miller of Dubuque, Nix, Schroeder, Schulte, Sheldon, Sparks, Springer, Youde—32.

• So the House refuses to concur.

On request of Teter of Marion, unanimous consent having been given, Senate File No. 81, a bill for an act prohibiting the storage and transportation of powder into coal mines while miners or other employes are working therein, with Senate amendments to House amendments, was taken up and the amendments read and considered.

Mr. Teter moved that the House concur in the Senate amendments to House amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Balluff, Bascom, Bergeson, Bixby, Blackmore, Brandes, Cassady, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dow, Dunn, Dye of Decatur, Earle, Feely, Fenn, Flugum, Geneva, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Hume, Kelley, Kellogg, Kendall, Koontz, Lowrey, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Paul, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Shaffer, Sidey, Smith, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe—67.

The nays were:

None.

Absent or not voting:

Arney, Baird, Bauman, Beery, Bonwell, Calkins, Clarke, Dewell, Dodds, Doran, Drury, Dye of Pottawattamie, Elliott, Feay, Felt, Fox, Greenwood, Harvey, Inman, Jewell, Jones, Kull, Lee, Lister, McAllister, McDonald, Mercer, Miller of Bremer, Nix, Offill, Pierce, Price, Schulte, Sheldon, Sparks, Springer, Stewart, Swift, Welden, Youde, Mr. Speaker—41.

So the House concurs.

Grier of Poweshiek called up the report of the conference committee on House File No. 379 and moved that the report be adopted.

Roll call demanded.

On the question, "Shall the conference committee report be adopted?"

The yeas were:

Allred, Baird, Blackmore, Cassady, Clary, Conn, Feely, Grier, Hackler, Harding, Heles, Jones, Kellogg, McDonald, McElrath, Mann, Mason, Moore, Paul, Ritter, Smith, Springer, Stillman, Sullivan, Swift, Van Houten, Webster, Weeks, White, Wolfe, Mr. Speaker—31.

The nays were:

Anderson, Arney, Bascom, Bergeson, Bixby, Bonwell, Brandes, Calkins, Corrie, Cottrell, Darrah, Dewell, Dow, Dunn, Dye of Decatur, Earle, Elliott, Fenn, Flugum, Geneva, Greenwood, Hambleton, Hanna, Hanson, Hickey, Holmes, Hume, Kelley, Kendall, Koontz Kull, Lee Lister, Lowrey, Maben, Marston, Meredith, Miller of Dubuque, Morris, Offill, Pierce, Price, Reaney, Reitz, Schoenenberger, Shaffer, Sheldon, Sidey, Stewart, Stoltenberg, Swan, Teter, Wilson—53.

Absent or not voting:

Balluff, Bauman, Beery, Clarke, DeMar, Dodds, Doran, Drury, Dye of Pottawattamie, Feay, Felt, Fox, Harvey, Inman, Jewell, McAllister, Mercer, Miller of Bremer, Nix, Schroeder, Schulte, Sparks, Welden, Youde—24.

So the House refuses to adopt the report.

EXPLANATIONS OF VOTES ON THE REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE NO. 379.

MR. SPEAKER—I vote "aye" on the amendments agreed upon by the conference committee of the House and Senate in regard to Senate amendments to House File No. 379, believing that the bill is not as prohibitory in regard to passes as it should be, but believing that this is the best measure possible to secure from the Senate at this session; I vote for it, as it will, if enacted into law, largely reduce the number of those receiving gratuitous transportation on the railroads of the State.

G. H. VAN HOUTEN.

MR. SPEAKER—We vote "aye" for the adoption of the conference committee report on House File No. 379 for the reason that the session is so near to a close that there is no prospect of getting all passes abolished, which we are in favor of doing.

E. D. BAIRD.

C. F. SWIFT.

MR. SPEAKER—I vote "aye" to adopt the conference committee report on House File No. 379 because I believe it is the best we can do at this time.

W. P. ALLRED.

MR. SPEAKER—While voting "aye" for the adoption of the conference committee report on House File No. 379, I do not approve the result of the conference which modifies the bill as originally passed by the House.

F. F. JONES.

MR. SPEAKER—Had I been here I should have voted "aye" on the report of the Conference Committee on House File No. 379, but I was called away before the report was presented to the House.

WM. WELDEN.

Moore of Linn moved that Speaker appoint a further conference committee on House File No. 379.

Motion prevailed.

Speaker announced as further conference committee on part of the House on House File No. 379: Grier of Poweshiek, Jones of Montgomery, Lee of Emmet, Hackler of Webster.

Speaker announced that as Speaker of the House, in the presence of the House, he has signed House File No. 168.

On motion of Jones of Montgomery the House adjourned until 9 o'clock Monday morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, APRIL 8, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by Rev. H. W. Porter of Des Moines.

Journal of Saturday, April 6, corrected and approved.

## REPORTS OF COMMITTEES.

Teter of Marion, from the Committee on Ways and Means, submitted the following report:

MR. SPEAKER—Your Committee on Ways and Means, to whom was referred Senate File No. 203, a bill for an act requiring all corporations doing business within the State to make an annual report and pay an annual license fee to the Secretary of 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 indefinitely postponed.

L. D. TETER,  
*Chairman.*

Adopted, and the bill was indefinitely postponed.

Hume of Mitchell, from the Committee on Compensation of Public Officers, submitted the following report:

MR. SPEAKER—Your Committee on Compensation of Public Officers, to whom was referred Senate File No. 47, a bill for an act to amend the law as it appears in Chapter Eighty-eight (88), laws of the Thirtieth General Assembly, relating to compensation of Deputy and Assistant Dairy 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 enacting clause and substituting the following in lieu thereof:

SECTION 1. That the law as it appears in Chapter Eighty-eight (88), laws of the Thirtieth General Assembly, be and the same is hereby

amended by striking out the word "twelve" in the fifth line thereof, and by inserting the word "fourteen" in lieu thereof, and by striking out the word "twelve" in the eighth line thereof, and inserting the word "fourteen" in lieu thereof.

SEC. 2. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and Des Moines Capital, newspapers published in the city of Des Moines.

And when so amended that the bill do pass.

T. H. HUME,  
*Chairman.*

Adopted.

Stillman of Greene, 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. 100, a bill for an act making appropriations for the State Normal School.

Also:

House File No. 303, a bill for an act to repeal Sections Three Hundred and Seventy-three (373), Three Hundred and Seventy-Four (374), Three Hundred and Seventy-five (375) and Three Hundred and Seventy-six (376) of the Code, in relation to notaries public, and enact substitutes therefor; also to amend Section Sixty-eight (68) of the Code, in relation to the registration of commissions.

Also:

House File No. 338, a bill for an act to amend Chapter One Hundred Twenty (120), laws of the Thirty-first General Assembly, relating to the State sanatorium at Iowa City, further defining the duties of the Board of Control regarding tuberculosis, and making additional appropriations.

Also:

House File No. 353, a bill for an act to amend the law as it appears in Section Eighteen (18) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly and to repeal Section Twelve (12) of Chapter Seventy-seven (77) of the acts of the Thirtieth General Assembly, and Section Fourteen (14) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to enact substitutes therefor, and to provide for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued to them by the State for military purposes.

Also:

House File No. 403, a bill for an act to enlarge the powers and further define the duties of the Board of Railroad Commissioners.

Also:

House File No. 404, a bill for an act to amend the law as it appears in

Section One Thousand Five Hundred and Thirty (1530) of the Supplement to the Code, relating to county road fund and how it is to be paid out.

Also:

House File No. 462, a bill for an act to release and convey to Mary A. T. Sanders all right, title and interest of the State of Iowa in or to the following described real estate, to-wit: A strip of land situated in west end of Lot Three (3), in Section Three (3), Township Seventy-nine (79) North, Range Six (6) West of the Fifth P. M., in Johnson county, Iowa, and lying between the public highway known as the "Foster road," and the bank of the Iowa river, and extending north 150 feet from the east end of the Terrill dam, situated between Lots Three (3) and Six (6) in said Section Three (3), and south 150 feet from said dam.

Also:

House File No. 468, a bill for an act authorizing cities having a population of fifty thousand (50,000) or over to erect a city hall, to purchase the necessary ground therefor, and to levy a special tax for the purpose of paying for the same, and repealing Chapter Twenty-seven (27) of the laws of the Thirtieth General Assembly.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 328, a bill for an act authorizing the employment of convict labor in the care of the State's property and for other purposes.

Also:

Senate Joint Resolution No. 5, a joint resolution for the appointment of a joint committee to purchase a chair and gavel for the Speaker of the House and the President of the Senate.

Also:

Senate File No. 252, a bill for an act to reimburse the widow and heirs of the late J. W. Cliff for expenses incurred by him in his contest for the office of Secretary of the Senate of the Twenty-fourth General Assembly.

Also:

Senate File No. 326, a bill for an act to legalize certain ordinances and amendments to the ordinances passed by the city council of Tama, Tama county, Iowa, and to legalize all the official acts of the city officials of Tama, Tama county, Iowa, acting as such under said ordinances and amendments.

Also:

Senate File No. 20, a bill for an act to repeal Chapter Five (5) of Title Nine (9) of the Code, and enact a substitute therefor.

Also:

Senate File No. 106, a bill for an act relating to fish and game, and making appropriation for the Fish and Game Commission of the State of Iowa, and for the extension of the State dam and dykes at Wall Lake.

Also:

Senate File No. 370, a bill for an act to legalize the election of the town council of the incorporated town of Belmond, Wright county, Iowa, and all the acts thereof during the last ten years.

Also:

Senate File No. 355, a bill for an act authorizing any interurban or other railway company to acquire a right of way for an interurban or other railway over and across the lands of the Iowa State Hospital for the Insane at Mount Pleasant, Henry county, Iowa, and authorizing the Executive Council to fix the terms and conditions thereof.

Also:

Senate File No. 275, a bill for an act to amend Section Three (3) and Four (4) of Chapter Three (3) of the acts of the Thirty-first General Assembly, relating to printing, binding and distribution of State reports and documents.

Also:

Senate File No. 318, a bill for an act to amend Chapter One Hundred and Sixty-six (166), laws of the Thirty-first General Assembly, relating to the definition of adulterated foods, and fixing standards for certain food products.

Also:

Senate File No. 272, a bill for an act to repeal Sections Two Thousand Eight Hundred and Fifty-five (2855) of the Code Supplement and Two Thousand Eight Hundred and Nine (2809) of the Code and to enact substitutes therefor, and to amend Sections Two Thousand Eight Hundred and Eight (2808) of the Code Supplement and Two Thousand Eight Hundred and Fifty (2850) of the Code, relating to the handling of the principal and interest of the permanent school fund.

Also:

Senate File No. 152, a bill for an act additional to and amendatory of the law as it appears in Title Fourteen (14) of the Code, relative to rights of property and the conveyance thereof.

Also:

Senate File No. 207, a bill for an act to empower the State Educational Board of Examiners to issue State certificates to graduates of higher institutions of learning.

Also:

Senate File No. 361, a bill for an act to authorize and direct Boards of Supervisors in the State of Iowa, in counties adjoining and bordering upon the state line to meet the authorities in control and charge of the

public highways in adjoining counties of other states and agree upon and assign the portion or part of each public highway upon the state line between such states to be kept in repair by the authorities in the State of Iowa and such other states.

Also:

House File No. 100, a bill for an act making appropriations for the State Normal School.

Also:

House File No. 303, a bill for an act to repeal Sections Three Hundred and Seventy-three (373), Three Hundred and Seventy-Four (374), Three Hundred and Seventy-five (375) and Three Hundred and Seventy-six (376) of the Code, in relation to notaries public, and enact substitutes therefor; also to amend Section Sixty-eight (68) of the Code, in relation to the registration of commissions.

Also:

House File No. 338, a bill for an act to amend Chapter One Hundred Twenty (120), laws of the Thirty-first General Assembly, relating to the State sanatorium at Iowa City, further defining the duties of the Board of Control regarding tuberculosis, and making additional appropriations.

Also:

House File No. 353, a bill for an act to amend the law as it appears in Section Eighteen (18) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly and to repeal Section Twelve (12) of Chapter Seventy-seven (77) of the acts of the Thirtieth General Assembly, and Section Fourteen (14) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to enact substitutes therefor, and to provide for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued to them by the State for military purposes.

Also:

House File No. 403, a bill for an act to enlarge the powers and further define the duties of the Board of Railroad Commissioners.

Also:

House File No. 404, a bill for an act to amend the law as it appears in Section One Thousand Five Hundred and Thirty (1530) of the Supplement to the Code, relating to county road fund and how it is to be paid out.

Also:

House File No. 462, a bill for an act to release and convey to Mary A. T. Sanders all right, title and interest of the State of Iowa in or to the following described real estate, to-wit: A strip of land situated in west end of Lot Three (3), in Section Three (3), Township Seventy-nine (79) North, Range Six (6) West of the Fifth P. M., in Johnson county, Iowa, and lying between the public highway known as the "Foster road," and the bank of the Iowa river, and extending north 150 feet from the east

end of the Terrill dam, situated between Lots Three (3) and Six (6) in said Section Three (3), and south 150 feet from said dam.

Also:

House File No. 468, a bill for an act authorizing cities having a population of fifty thousand (50,000) or over to erect a city hall, to purchase the necessary ground therefor, and to levy a special tax for the purpose of paying for the same, and repealing Chapter Twenty-seven (27) of the laws of the Thirtieth General Assembly.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor for his approval, House File No. 100, a bill for an act making appropriations for the State Normal School.

House File No. 303, a bill for an act to repeal Sections Three Hundred and Seventy-three (373), Three Hundred and Seventy-Four (374), Three Hundred and Seventy-five (375) and Three Hundred and Seventy-six (376) of the Code, in relation to notaries public, and enact substitutes therefor; also to amend Section Sixty-eight (68) of the Code, in relation to the registration of commissions.

Also:

House File No. 338, a bill for an act to amend Chapter One Hundred Twenty (120), laws of the Thirty-first General Assembly, relating to the State sanatorium at Iowa City, further defining the duties of the Board of Control regarding tuberculosis, and making additional appropriations.

Also:

House File No. 353, a bill for an act to amend the law as it appears in Section Eighteen (18) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly and to repeal Section Twelve (12) of Chapter Seventy-seven (77) of the acts of the Thirtieth General Assembly, and Section Fourteen (14) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to enact substitutes therefor, and to provide for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued to them by the State for military purposes.

Also:

House File No. 403, a bill for an act to enlarge the powers and further define the duties of the Board of Railroad Commissioners.

Also:

House File No. 404, a bill for an act to amend the law as it appears in

Section One Thousand Five Hundred and Thirty (1530) of the Supplement to the Code, relating to county road fund and how it is to be paid out.

Also:

House File No. 462, a bill for an act to release and convey to Mary A. T. Sanders all right, title and interest of the State of Iowa in or to the following described real estate, to-wit: A strip of land situated in west end of Lot Three (3), in Section Three (3), Township Seventy-nine (79) North, Range Six (6) West of the Fifth P. M., in Johnson county, Iowa, and lying between the public highway known as the "Foster road," and the bank of the Iowa river, and extending north 150 feet from the east end of the Terrill dam, situated between Lots Three (3) and Six (6) in said Section Three (3), and south 150 feet from said dam.

Also:

House File No. 468, a bill for an act authorizing cities having a population of fifty thousand (50,000) or over to erect a city hall, to purchase the necessary ground therefor, and to levy a special tax for the purpose of paying for the same, and repealing Chapter Twenty-seven (27) of the laws of the Thirtieth General Assembly.

PAUL E. STILLMAN,

*Chairman.*

Ordered passed on file.

#### RESOLUTIONS.

Offill of Jasper called up concurrent resolution relative to final adjournment of the General Assembly and moved its adoption.

Motion prevailed and resolution adopted.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the following joint resolution, in which the concurrence of the House is asked:

Senate Joint Resolution No. 6, relative to fixing the number and compensation of employes in the Department of State at the seat of government.

GEO. A. NEWMAN,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 339, a bill for an act to amend Section Five Thousand Six Hundred and Sixty-three (5663) of the Code as it appears in the section of said number in the Supplement to the Code, relative to the number of guards in the State penitentiaries.

GEO. A. NEWMAN,

*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate insists upon its amendments to House File No. 402, a bill for an act to limit losses of State mutual hail insurance associations and to limit the compensations to be paid to officers, agents and employes of such associations, and asks for a conference committee, and the President names on the part of the Senate: Senators Whipple, Turner, Jackson, Bleakly.

GEO. A. NEWMAN,  
*Secretary.*

SENATE MESSAGES CONSIDERED.

Senate File No. 339, a bill for an act to amend Section Five Thousand Six Hundred and Sixty-three (5663) of the Code as it appears in the section of said number in the Supplement to the Code, relative to the number of guards in the State penitentiaries.

Read first and second time and passed on file.

Senate File No. 357, a bill for an act making appropriations to the Iowa State College of Agriculture and Mechanic Arts.

Read first and second time and referred to Committee on Appropriations.

Senate Joint Resolution No. 6, joint resolution fixing the number and compensation of employes in the Department of State at the seat of government.

Read first and second time and passed on file.

CONSIDERATION OF BILLS.

On motion of Harding of Woodbury, Senate File No. 348, a bill for an act to legalize the action of certain homes for destitute and unfortunate women and orphaned or abandoned children in certain cases, and the amendment of articles of incorporation thereof, with report of committee recommending passage, was taken up and considered.

Mr. Harding moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Baird, Balluff, Bascom, Bauman, Beery, Berge-

son, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jones, Kendall, Koontz, Kull, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Ritter, Schulte, Shaffer, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, White, Wilson, Wolfe, Mr. Speaker—75.

The nays were:

None.

Absent or not voting:

Anderson, Conn, Dodds, Doran, Drury, Feay, Feely, Fox, Hambleton, Hanna, Harvey, Jewell, Kelley, Kellógg, Lee, Lister, Lowrey, McAllister, McDonald, McElrath, Maben, Mercer, Miller of Bremer, Reitz, Schoenenberger, Schroeder, Sheldon, Sidey, Sparks, Stoltenberg, Weeks, Welden, Youde—33.

So the bill passed and the title was agreed to.

Hambleton of Mahaska called up motion filed for the reconsideration of the vote by which House File No. 367, a bill for an act to amend Section Thirteen Hundred and Three (1303) of the Code as amended, relative to the assessment of taxes, failed to pass the House and by which it passed to its third reading.

Motion prevailed and the bill declared to be upon its second reading.

Mr. Hambleton moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Arney, Balluff, Bascom, Bauman, Beery, Bixby, Bonwell, Brandes, Cassady, Clarke, Clary, Corrie, Cottrell, Darrah, Dewell, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Fenn, Fox, Greenwood, Grier, Hambleton, Harding, Hickey, Hume, Jones, Kendall, Kull, Mason, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Schoenenberger, Schroeder,

Shaffer, Smith, Stewart, Stillman, Sullivan, Swan, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Mr. Speaker—56.

The nays were :

Anderson, Baird, DeMar, Earle, Felt, Flugum, Geneva, Heles, Inman, Lee, McDonald, Mann, Marston, Meredith, Miller of Dubuque, Reitz, Ritter, Sheldon, Swift—19.

Absent or not voting :

Bergeson, Blackmore, Calkins, Conn, Dodds, Doran, Drury, Feay, Feely, Hackler, Hanna, Hanson, Harvey, Holmes, Jewell, Kelley, Kellogg, Koontz, Lister, Lowrey, McAllister, McElrath, Maben, Mercer, Miller of Bremer, Schulte, Sidey, Sparks, Springer, Stoltenberg, Teter, Welden, Youde—33.

So the bill passed and the title was agreed to.

On motion of Earle of Allamakee, House File No. 492, a bill for an act amendatory of and additional to Chapter Fifteen (15) of the Code and Supplement to the Code, relative to the care and propagation of fish, was taken up and considered.

Mr. Earle moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Darrah, Dewell, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Kelley, Kellogg, Koontz, Kull, McDonald, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Mr. Speaker—81.

The nays were :

None.

Absent or not voting :

Balluff, Beery, Cottrell, DeMar, Dodds, Doran, Drury, Feay, Hanna, Harvey, Jewell, Jones, Kendall, Lee, Lister, Lowrey, McAllister, McElrath, Maben, Mercer, Schroeder, Sidey, Sparks, Stoltenberg, Welden, Wolfe, Youde—27.

So the bill passed and the title was agreed to.

On motion of Meredith of Cass, House File No. 493, a bill for an act increasing the power and further defining the duties of the Board of Railroad Commissioners pertaining to the regulation, supervision and control of telegraph companies, was taken up and considered.

Mr. Meredith moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Kelley, Kendall, Koontz, Kull, McDonald, Marston, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Mr. Speaker—78.

The nays were :

Dewell, Stewart—2.

Absent or not voting :

Balluff, Beery, Dodds, Doran, Drury, Earle, Feay, Geneva, Hanna, Harvey, Jewell, Jones, Kellogg, Lee, Lister, Lowrey, McAllister, McElrath, Maben, Mann, Mason, Mercer, Sheldon, Sidey, Sparks, Springer, Welden, Youde—28.

So the bill passed and the title was agreed to.

On motion of Wolfe of Clinton, House File No. 486, a bill for an act to amend Section Twenty Hundred and Eighty-four (2084), Twenty Hundred and Eighty-five (2085), Twenty Hundred and Eighty-six (2086), Twenty Hundred and Eighty-seven (2087) and Twenty Hundred and Ninety (2090) of the Supplement to the Code, relative to taxes in aid of railroads, with report of committee recommending passage, was taken up and considered.

Mr. Wolfe moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Balluff, Bascom, Beery, Bergeson, Bixby, Bonwell, Casady, Clary, Cottrell, Darrah, DeMar, Dewell, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Feely, Hackler, Hambleton, Hanson, Harding, Heles, Holmes, Hume, Inman, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McDonald, McElrath, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Smith, Stewart, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, White, Wilson, Wolfe, Mr. Speaker—59.

The nays were:

Anderson, Bauman, Clarke, Felt, Flugum, Grier, Lee, Mann, Marston, Teter—10.

Absent or not voting:

Arney, Baird, Blackmore, Brandes, Calkins, Conn, Corrie, Dodds, Doran, Drury, Earle, Elliott, Feay, Fenn, Fox, Geneva, Greenwood, Hanna, Harvey, Hickey, Jewell, Jones, Lister, McAllister, Maben, Mason, Mercer, Offill, Price, Reitz, Shaffer, Sheldon, Sidey, Sparks, Springer, Stillman, Swift, Welden, Youde—39.

So the bill passed and the title was agreed to.

On motion of Meredith of Cass, House File No. 485, a bill for an act to repeal Section Fourteen Hundred (1400) of the Code and Fourteen Hundred (1400) of the Supplement to the Code, and to enact a substitute therefor, relating to the lien of taxes

and to the enforcement thereof as against certain personal property when sold in bulk or at a single sale, with report of committee recommending passage, was taken up and considered.

Arney of Marhsall in the chair.

Speaker Kendall in the chair.

Meredith of Cass moved to amend House File No. 485 by striking out all that part of said bill following the enacting clause and substituting the following in lieu thereof:

SECTION 1. Sections Fourteen Hundred (1400) of the Code and Fourteen Hundred (1400) of the Supplement to the Code are hereby repealed, and the following enacted in lieu thereof:

Taxes upon real estate shall be a lien thereon against all persons except the State. Taxes due from any person upon personal property shall be a lien upon any and all real estate owned by such person or to which he may acquire title. As against a purchaser, such liens shall attach to real estate on and after the thirty-first day of December in each year.

SEC. 2. Taxes upon stocks of goods or merchandise, or upon the general personal property of any person, shall be a lien thereon and shall continue a lien thereon when sold in bulk, or when about to be so sold, and may be collected from any owner, purchaser or vendee thereof.

SEC. 3. When any such property is about to be sold or disposed of at one general sale, otherwise than in bulk, all taxes thereon shall be and continue a lien on all that part thereof which may remain unsold or undisposed of at the time of the seizure or distress hereinafter authorized.

SEC. 4. In the event of any sale or contemplated sale as provided for in Section Two (2) hereof, or of any contemplated sale as provided for in Section Three (3) hereof, the respective liens therein provided for shall be treated in all respects as relating back to, and existing in full force and effect from the first day of January of the year for which such property is assessed, and thereupon such tax shall immediately become due, and shall be collectible as hereinafter provided or in any other manner authorized by law.

SEC. 5. So far as applicable, all provisions of Chapter Two (2) of Title Seven (7) of the Code and Supplement to the Code, and all acts amendatory thereto, relating to the lien for taxes and the enforcement thereof by distress and restraint as against the personal property of a non-resident of this State which is intended for sale or consumption at or shipment to a place other than that where located, are hereby made applicable to Sections Two (2), Three (3) and Four (4) of this act.

SEC. 6. In all cases where buildings are assessed as personal property, the taxes shall be and remain a lien on said buildings from the date of levy until paid.

SEC. 7. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and in the Des Moines Capital, newspapers published at Des Moines, Iowa.

Amendment adopted.

Swift of Shelby moved that House File No. 485 be indefinitely postponed.

Motion prevailed, and House File No. 485 was declared indefinitely postponed.

On motion of Harding of Woodbury, Senate File No. 350, a bill for an act to amend the law as it appears in Section One (1), Chapter Eighty-five (85), acts of the Thirtieth General Assembly, relating to the salary of Commissioner of Labor Statistics and his deputy, with report of committee recommending passage, was taken up and considered.

Mr. Harding moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Arney, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Cassady, Clarke, Clary, Darrah, Dow, Feely, Geneva, Hackler, Hambleton, Hanson, Harding, Holmes, Hume, Kelley, Kellogg, Koontz, Lee, McDonald, McElrath, Marston, Mason, Meredith, Miller of Dubuque, Paul, Reaney, Ritter, Schulte, Smith, Stewart, Sullivan, Swan, Teter, Weeks, Welden, Wilson, Wolfe, Mr. Speaker—45.

The nays were:

Allred, Anderson, Baird, Bonwell, Brandes, Corrie, Cottrell, DeMar, Dewell, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Felt, Fenn, Flugum, Greenwood, Grier, Hickey, Kendall, Kull, Mann, Morris, Offill, Pierce, Price, Reitz, Schoenenberger, Schroeder, Sheldon, Sidey, Swift, Webster—33.

Absent or not voting:

Calkins, Conn, Dodds, Doran, Drury, Dunn, Feay, Fox, Hanna, Harvey, Heles, Inman, Jewell, Jones, Lister, Lowrey, McAllister, Maben, Mercer, Miller of Bremer, Moore, Nix, Shaffer, Sparks, Springer, Stillman, Stoltenberg, Van Houten, White, Youde—30.

So the bill having failed to receive a constitutional majority was declared lost.

On motion of Sullivan of Polk, Senate File No. 301, a bill for an act to indemnify C. T. Jones for money paid out by him in contesting a civil action against him by the State of Iowa, with report of committee recommending passage, was taken up and considered.

Mr. Sullivan moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Clary, Conn, Corrie, Dewell, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Felt, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanson, Harding, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McDonald, McElrath, Mann, Marston, Mason, Meredith, Miller of Bremer, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—81.

The nays were:

Miller of Dubuque, Moore, Price, Schroeder, Swift—5.

Absent or not voting:

Cottrell, Darrah, DeMar, Dodds, Doran, Drury, Dunn, Elliott, Feay, Fenn, Grier, Hanna, Harvey, Heles, Jewell, Lee, Lister, McAllister, Maben, Mercer, Sparks, Youde—22.

So the bill passed and the title was agreed to.

On motion of Schulte of Clayton, Senate File No. 47, a bill for an act to amend the law as it appears in Chapter Eighty-eight (88), laws of the Thirtieth General Assembly, relating to compensation of Deputy and Assistant Dairy Commissioners, with report of committee recommending passage as amended by substitute, was taken up, considered and the committee substitute amendment adopted.

Mr. Schulte moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Cassady, Clarke, Conn, Corrie, Darrah, Dewell, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Flugum, Grier, Hanson, Harding, Hickey, Holmes, Hume, Inman, Kelley, Kellogg, Koontz, Lee, McElrath, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Pierce, Reaney, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Sullivan, Swan, Swift, Webster, Weeks, Welden, Wilson, Mr. Speaker—60.

The nays were:

Baird, Bonwell, Calkins, Cottrell, DeMar, Elliott, Felt, Fox, Geneva, Greenwood, Kendall, Kull, Lowrey, McDonald, Mann, Paul, Price, Reitz, Ritter, Schroeder, Sheldon—21.

Absent or not voting:

Clary, Dodds, Doran, Drury, Dunn, Feay, Fenn, Hackler, Hambleton, Hanna, Harvey, Heles, Jewell, Jones, Lister, McAllister, Maben, Mercer, Schoenenberger, Sparks, Springer, Stoltenberg, Teter, Van Houten, White, Wolfe, Youde—27.

So the bill passed and the title was agreed to.

On motion of Shaffer of Fayette, Senate File No. 372, a bill for an act legalizing the acts and proceedings of the city council of the city of Oelwein Iowa, in purchasing grounds for park and appropriating money from the park fund in partial payment of the same, and any and all acts of the City Treasurer of said city in the payment of warrants drawn on the park fund by the City Clerk of said city, was taken up and considered.

Mr. Shaffer moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clarke, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Flugum, Hanson, Heles, Hickey, Hume, Inman, Kelley, Kellogg, Kendall, Kull, Lowrey, McDonald, McElrath, Mann, Marston, Mason, Meredith, Miller of Dubuque, Morris, Nix, Offill, Paul, Price, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—76.

The nays were :

None.

Absent or not voting :

Clary, Dodds, Doran, Drury, Dunn, Feay, Felt, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Harding, Harvey, Holmes, Jewell, Jones, Koontz, Lee, Lister, McAllister, Maben, Mercer, Miller of Bremer, Moore, Pierce, Schoenenberger, Sparks, Van Houten, Youde—32.

So the bill passed and the title was agreed to.

On motion of Teter of Marion, Senate File No. 362, a bill for an act to amend Chapter Four (4), Title Seven (7) of the Code, relating to the collection of a tax upon inheritances, with report of committee recommending passage, was taken up and considered.

Teter of Marion moved to amend Senate File No. 362 by striking out the figures and characters (\$) wherever they appear therein.

Amendment adopted.

Moore of Linn moved to amend Senate File No. 362 by striking out the words "ten thousand" and inserting in lieu thereof the words "five thousand".

Amendment lost.

Teter of Marion moved to amend Senate File No. 362, as it appears in the printed bill, as follows: by striking out the word "one" in line seven, and inserting in lieu thereof "one-half", and

by striking out the word "two" in line eight and inserting in lieu thereof "one", and by striking out the word "three" in line nine and inserting in lieu thereof "two", and by striking out the word "four" in said ninth line and inserting in lieu thereof "two and one-half", and by striking out the word "five" in line ten and inserting in lieu thereof "three".

Amendment lost.

Stewart of Washington moved that Senate File No. 362 be indefinitely postponed.

Roll call demanded.

On the question, "Shall Senate File No. 362 be indefinitely postponed?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bixby, Blackmore, Brandes, Cassady, Clarke, Clary, Conn, Dewell, Dow, Dunn, Dye of Pottawattamie, Earle, Elliott, Felt, Fenn, Fox, Heles, Hickey, Kellogg, Kendall, Kull, Lowrey, McElrath, Mann, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Offill, Price, Reaney, Ritter, Schoenberger, Schroeder, Schulte, Shaffer, Sheldon, Smith, Springer, Stewart, Sullivan, Swan, Swift, Webster, Wilson—53.

The nays were:

Bergeson, Corrie, Cottrell, Darrah, DeMar, Dye of Decatur, Feely, Flugum, Grier, Hackler, Hambleton, Hanson, Harding, Holmes, Inman, Kelley, McDonald, Marston, Mason, Moore, Paul, Pierce, Sidey, Stillman, Teter, Van Houten, Weeks, Welden, White, Mr. Speaker—30.

Absent or not voting:

Balluff, Bonwell, Calkins, Dodds, Doran, Drury, Feay, Geneva, Greenwood, Hanna, Harvey, Hume, Jewell, Jones, Koontz, Lee, Lister, McAllister, Maben, Mercer, Reitz, Sparks, Stoltenberg, Wolfe, Youde—25.

So the bill was indefinitely postponed.

Kelley of Polk moved that the House recede from its amendments to Senate File No. 198.

On the question, "Shall the House recede?"

The yeas were:

Allred, Balluff, Bergeson, Bixby, Bonwell, Brandes, Cassady, Darrah, Dunn, Dye of Decatur, Earle, Greenwood, Grier, Hacker, Hanson, Harding, Holmes, Inman Kelley, Koontz, Lowrey, McElrath, Mason, Meredith, Nix, Paul, Reaney, Ritter, Smith, Sullivan, Swan, Webster, Weeks, Welden—34.

The nays were:

Anderson, Baird, Bascom, Bauman, Calkins, Clary, Conn, Corrie, Cottrell, DeMar, Dewell, Dow, Dye of Pottawattamie, Elliott, Felt, Flugum, Fox, Geneva, Hambleton, Heles, Hickey, Hume, Kellogg, Kendall, Kull, McDonald, Mann, Miller of Bremer, Miller of Dubuque, Moore, Offill, Pierce, Price, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Springer, Stewart, Stoltenberg, Swift, Teter, Van Houten, White, Wilson, Mr. Speaker—48.

Absent or not voting:

Arney, Beery, Blackmore, Clarke, Dodds, Doran, Drury, Feay, Feely, Fenn, Hanna, Harvey, Jewell, Jones, Lee, Lister, McAllister, Maben, Marston, Mercer, Morris, Reitz, Sparks, Stillman, Wolfe, Youde—26.

So the House refuses to recede.

The Speaker announced as conference committee on House File No. 402, on part of the House: Hanson of Humboldt, Lee of Emmet, Darrah of Lucas, Holmes of Kossuth.

Speaker announced that as Speaker of the House, in the presence of the House, he had signed House Files No. 100, 303, 338, 353, 403, 404, 462, 468, and Senate Files No. 252, 326, 20, 106, 370, 355, 275, 318, 272, 152, 207, 361, 328 and Senate Joint Resolution No. 5.

The Speaker announced as conference committee on Senate File No. 198, on the part of the House: Van Houten of Taylor, Swift of Shelby, Corrie of Ida, Kelley of Polk.

Title of laws enacted and resolutions passed by the Thirty-second General Assembly to April 8, 1907.

Joint Resolution No. 2, proposing an amendment to the Constitution of the State of Iowa, additional to Section Eighteen (18) of Article One (1) of said Constitution.

House Joint Resolution No. 4, approving estimates of cost, plans, and specifications of library building at Cedar Falls, Iowa.

House File No. 1, a bill for an act to amend the law as it appears in Section Four Hundred and Twenty-two (422) of the Code, and Section Sixteen Hundred and Sixty (1660) of the Code, relating to the purchase of land for County Fair Societies.

House File No. 2, a bill for an act to amend the law which appears as Chapter Fifty-six (56), acts of the Thirtieth General Assembly, relating to examination of insurance companies.

House File No. 7, a bill for an act to regulate the transportation of dead bodies, and the practice of embalming, and to provide for examination and license of embalmers, and to provide penalties for violation.

House File No. 14, a bill for an act to prohibit the corrupt influencing of agents, representatives, employes, officers of a private corporation, or public officers acting in behalf of a principal in any business transaction, and provide a penalty therefor.

House File No. 21, a bill for an act to legalize the special election of the town of Greenfield, Iowa, held September 10th, 1906, for erection of waterworks or sewers, and voting bonds therefor.

House File No. 27, a bill for an act to amend the law as it appears in Chapter Thirty-seven (37) of the acts of the Thirty-first General Assembly, relating to the special election of township officers in newly created townships.

House File No. 29, a bill for an act to amend Section Seven (7) of Chapter One Hundred and Nine (109) of the laws of the Thirty-first General Assembly, relating to registration of births and deaths.

House File No. 32, a bill for an act amending Section Seventeen Hundred and Ninety-four (1794) of the Code, relative to fraternal accident associations.

House File No. 41, a bill for an act to provide for the payment of a bounty for the destruction of pocket gophers.

House File No. 42, a bill for an act to repeal Section Four Hundred and Twelve (412) of the Code, and to enact a substitute therefor, relating to the time of holding meetings of the Board of Supervisors.

House File No. 43, a bill for an act to repeal Section Four Hundred and Sixty-nine (469) of the Code, and enact a substitute therefor, providing for the compensation of county supervisors.

House File No. 47, a bill for an act regulating disbursements of domestic life insurance companies.

House File No. 48, a bill for an act to provide a method whereby assessment life associations may be reincorporated as legal reserve life insurance companies.

House File No. 50, a bill for an act relating to rates of beneficiary societies.

House File No. 63, a bill for an act to repeal Section Two Thousand and Fifty-seven (2057) of the Code, relating to fences required to be constructed by railroad companies, and enacting a substitute therefor.

House File No. 72, a bill for an act to amend Section Forty-three Hundred and Forty-one (4341) of the Code, relating to actions of mandamus.

House File No. 73, a bill for an act to amend the law as the same appears in Section Thirteen Hundred and Four-a (1304-a) of the Supplement to the Code, relating to the exemption of property from taxation.

House File No. 75, a bill for an act making an appropriation for a swine barn with show ring upon the State Fair Grounds.

House File No. 77, a bill for an act to prohibit the use and sale of toy pistols, firecrackers, dynamite caps and blank cartridges.

House File No. 81, a bill for an act to amend Section Five Hundred and Twenty (520) of the Code, in relation to the examination of witnesses by the Coroner, and to provide for a reporter to be appointed by the Coroner at inquests or investigations, and making provision for the payment thereof.

House File No. 101, a bill for an act appropriating money to J. H. Cownie, Jr., R. R. McCutchen and F. M. Hubbell, as trustees, to reimburse them for the funds advanced and used in the purchase of a tract of land for the State as an addition to the State Fair Grounds.

House File No. 102, a bill for an act to amend Sections Twenty-four Hundred and Sixty-seven (2467) and Twenty-four Hundred and Sixty-eight (2468) of the Code, relating to fire companies, and providing for a penalty for the violation of said sections.

House File No. 104, a bill for an act to provide for the preparation of new jury lists, where, for any cause, a lawfully constituted grand jury cannot be obtained, or lawfully qualified talesmen cannot be selected under the law from those persons who are returned by the election officers to serve as jurors.

House File No. 105, a bill for an act to prohibit any person, company, partnership, association, or corporation, engaged in the business of grain dealing, or owning or operating grain elevators, from combining or entering into any agreement, contract, trust, or pool to fix the price to be paid for grain, or to prevent the free action of competition in the buying of grain, or the selling of grain, and to provide punishment for the violation of this act.

House File No. 107, a bill for an act to repeal Section Eighteen Hundred and Sixty-nine (1869) of the Code, relating to pay of, and loans to, officers of State and savings banks, and to enact a substitute therefor.

House File No. 111, a bill for an act to define and punish lewd, immoral, and lascivious acts, and to provide penalty for the same.

House File No. 114, a bill for an act to legalize certain acknowledgments and administrations of oaths.

House File No. 118, a bill for an act to amend Section Twenty-six Hundred and Two (2602) of the Code, relating to admission of persons to the Soldiers' Home.

House File No. 119, a bill for an act making an appropriation to defray the expenses of the inaugural ceremonies.

House File No. 128, a bill for an act to amend Sections Twenty-five Hundred and Twenty-nine (2529) and Twenty-five Hundred and Thirty-four (2534) of the Code, and to repeal and enact substitutes for Sections Twenty-five Hundred and Thirty-three (2533) and Twenty-five Hundred and Thirty-eight (2538) thereof, relating to the State Veterinary Surgeon.

House File No. 130, a bill for an act to amend Section Three Hundred and Eight (308) of the Supplement to the Code, as amended by Chapter Eleven (11), acts of the Thirty-first General Assembly, relating to the compensation of County Attorneys.

House File No. 131, a bill for an act to amend Section Four Hundred and Twenty-two (422) of the Code; relative to the power of Boards of Supervisors, and granting additional powers.

House File No. 140, a bill for an act to regulate the conduct of all employment offices or bureaus and provide for the examination of such offices or bureaus, and fixing a penalty for the violation of the provisions thereof.

House File No. 141, a bill for an act to amend Section Two Thousand Four Hundred and Eighty-three (2483) of the Supplement to the Code, relating to salaries of Mine Inspectors.

House File No. 143, a bill for an act to indemnify Charles H. Tribby for damages caused by sewage from the State Hospital for Insane at Mount Pleasant, Iowa.

House File No. 145, a bill for an act to legalize conveyances of real estate by executors, administrators and guardians in this or foreign states.

House File No. 150, a bill for an act to amend Section Four Hundred and Thirty-two (432) of the Code, pertaining to meetings of the Soldiers' Relief Commission.

House File No. 151, a bill for an act to prevent the desecration of Memorial day, and provide a penalty therefor.

House File No. 156, a bill for an act to amend Section Seven Hundred and Seventy-one (771) of the law as it appears in the Supplement to the Code, and Section One (1), Chapter Twenty-nine (29) of the acts of the Thirtieth General Assembly, relating to the construction of viaducts.

House File No. 164, a bill for an act to amend Section Seven Hundred

(700) of the Supplement to the Code, relating to licensing and regulation of keepers of intelligence or employment offices.

House File No. 171, a bill for an act to amend Section Thirteen Hundred and Seventy-three (1373) of the Code, relating to the correction of erroneous assessments.

House File No. 179, a bill for an act to amend Chapter One Hundred and Eighty-six (186) of the laws of the Thirtieth General Assembly, relating to meandered lake beds, and enlarging the meaning of "a bona fide purchaser," under Section Seven (7) of said act.

House File No. 192, a bill for an act making an appropriation for the salary and expenses of State agents and other expenses incurred under Chapter One Hundred and Eighty-one (181) of the acts of the Thirty-first General Assembly.

House File No. 197, a bill for an act to legalize the acts of the city council of Bedford, Taylor county, Iowa, in the adoption of the "revised ordinances" of said city and establishing a permanent grade and annexation of territory thereto.

House File No. 201, a bill for an act to reimburse John F. Riggs, Superintendent of Public Instruction, for sums paid out by him on account of the State Educational Board of Examiners.

House File No. 202, a bill for an act to amend Section Thirteen Hundred and Four (1304) of the Code, relating to exemptions from taxation.

House File No. 204, a bill for an act to amend Section Seven Hundred and Seventy-six (776) of the Code, relating to the publication of notices of questions submitted to the voters of cities and incorporated towns.

House File No. 207, a bill for an act to repeal Sections Four Hundred and Fifty-eight (458) and Four Hundred and Fifty-nine (459) of the Code, and to enact a substitute therefor, relating to taxation of dogs and injuries to domestic animals.

House File No. 211, a bill for an act to legalize the making of certain plats made by the County Auditors of Iowa, or by the County Surveyor for the owner, and the recording of the same by the County Recorders of Iowa, and to legalize the descriptions of land in all instruments, conveyances and incumbrances referring thereto.

House File No. 220, a bill for an act to repeal Sections Two Thousand and Seventy-six (2076) and Two Thousand and Seventy-seven (2077) of the Code, and to enact substitutes therefor, relative to classification of railroads and passenger transportation charges thereby.

House File No. 231, a bill for an act to repeal Section Forty-six Hundred (4600) of the Code, relative to the accounting for fees, and compensation of, justices of the peace, and constables, and to enact in lieu thereof the following.

House File No. 239, a bill for an act to amend Section Seventeen Hundred and Sixty-eight (1768) of the Code, relating to life insurance companies.

House File No. 242, a bill for an act to legalize the submission to the electors of Chickasaw county, Iowa, the question, viz.: Shall the Board of Supervisors of Chickasaw county, Iowa, be empowered to expend and appropriate a sum not to exceed Twenty-five Thousand Dollars (\$25,000.00) for the erection of a poorhouse for Chickasaw county, Iowa?

House File No. 245, a bill for an act to legalize the incorporation of the town of Granger, Dallas county, Iowa, the election of its officers, the passage of all its ordinances and resolutions, and all acts done by the town council of said town.

House File No. 251, a bill for an act to legalize the incorporation of the town of Bridgewater, Iowa, the election of its officers, the passage of its ordinances and resolutions and acts done by the city council in the adoption of its ordinances and resolutions.

House File No. 252, a bill for an act to repeal Section Twenty-eight Hundred and Fourteen (2814) of the Code, and enact a substitute therefor, relative to the acquisition of school sites.

House File No. 266, a bill for an act to repeal Section Two Thousand Five Hundred and Seventy-eight (2578) of the Code, and to enact a substitute therefor, relating to the revocation of physicians' certificates.

House File No. 275, a bill for an act to prohibit misrepresentations by life insurance companies.

House File No. 278, a bill for an act authorizing towns and cities, including cities under special charter, to appropriate money to pay dues in the League of Iowa Municipalities, and to pay the actual expense of delegates to the meetings of such league, additional to Chapter Three (3), Title Five (5) of the Code.

House File No. 279, a bill for an act to repeal Section Eleven Hundred and Sixty-four (1164) of the Code, in relation to recording abstracts of votes in the office of the Secretary of State, and to enact a substitute therefor.

House File No. 280, a bill for an act to fix the place of bringing action against municipal corporations in the State of Iowa in all counties where terms of the District Court are held in more than one place.

House File No. 281, a bill for an act to appropriate not to exceed Seven Thousand Five Hundred Dollars (\$7,500.00) annually, for experiments in animal breeding and feeding.

House File No. 282, a bill for an act to repeal Sections Two Thousand One Hundred and Fifty-three (2153) and Two Thousand One Hundred and Fifty-five (2155) of the Code, relating to joint freight rates over two or more connecting lines of railway between points within this State, and relating to the power and duties of the Board of Railroad Commissioners, and to enact substitutes therefor.

House File No. 283, a bill for an act to legalize the incorporation of the town of Linden, Dallas county, Iowa, the election of its officers, the

passage, adoption, and record of all of its ordinances, resolutions and rules and all acts done by the council of said town.

House File No. 287, a bill for an act to amend the law as it appears in Section Sixteen Hundred and Ten (1610) of the Supplement to the Code, in relation to corporations for pecuniary profit.

House File No. 288, a bill for an act making appropriations to the State Historical Society of Iowa.

House File No. 290, a bill for an act for the better protection of farm lands from the infection of foul seeds and to require railroad corporations to cut and burn or otherwise destroy certain noxious weeds growing upon its right of way.

House File No. 294, a bill for an act to legalize the incorporation of the town of Clutier, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions; and all acts done by the officials of said town while acting as such.

House File No. 303, a bill for an act to repeal Sections Three Hundred and Seventy-three (373), Three Hundred and Seventy-four (374), Three Hundred and Seventy-five (375) and Three Hundred and Seventy-six (376) of the Code, in relation to notaries public, and enact substitutes therefor; also to amend Section Sixty-eight (68) of the Code, in relation to the registration of commissions.

House File No. 312, a bill for an act authorizing the Executive Council to build walks and steps and make necessary repairs around the Capitol building and grounds, and making an appropriation therefor.

House File No. 315, a bill for an act to provide for agricultural extension work by the Iowa State College of Agriculture and Mechanic Arts and making appropriations therefor.

House File No. 318, a bill for an act providing for reports and investigations of accidents on railways.

House File No. 324, a bill for an act to repeal Chapter Ninety-eight (98), acts of the Thirty-first General Assembly, and to enact a substitute therefor, relative to the registration and publication of pedigrees.

House File No. 333, a bill for an act to amend Sections One Hundred and Fifty-six (156) and One Hundred and Fifty-seven (157) of the Code, relating to the election and duties of the Secretary of the Executive Council, and defining the duties of said secretary, and to amend Sections Thirteen Hundred and Seventy-eight (1378) and Thirteen Hundred and Eighty-two (1382) of the Code.

House File No. 342, a bill for an act to repeal Section Fourteen Hundred and Eighty-three (1483) of the Code, relating to roads and highways, and to enact a substitute therefor.

House File No. 338, a bill for an act to amend Chapter One Hundred and Twenty (120), laws of the Thirty-first General Assembly, relating to the State sanatorium at Iowa City, further defining the duties of the Board of Control regarding tuberculosis, and making additional appropriations.

House File No. 345, a bill for an act to amend the law as it appears in Section One Thousand Seven Hundred and Forty-three (1743) of the Supplement to the Code, relative to the removal of goods and merchandise covered by insurance.

House File No. 348, a bill for an act to amend the law as it appears in Section Twenty-six Hundred and Eight (2608) of the Supplement to the Code, relating to the Soldiers' Home at Marshalltown.

House File No. 350, a bill for an act to indemnify D. H. Fiestler for personal injury sustained by him while employed at the Hospital for the Insane at Independence, Iowa.

House File No. 351, a bill for an act to amend Section Thirteen (13), Chapter One Hundred and Sixty-six (166) of the laws of the Thirty-first General Assembly, relating to appropriations for the enforcement of pure food law.

House File No. 352, a bill for an act to grant officers and guards at the penitentiaries at Anamosa and Fort Madison an annual vacation of fifteen days with pay.

House File No. 353, a bill for an act to amend the law as it appears in Section Eighteen (18) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to repeal Section Twelve (12) of Chapter Seventy-seven (77) of the acts of the Thirtieth General Assembly, and Section Fourteen (14) of Chapter Ninety-one (91) of the acts of the Thirty-first General Assembly, and to enact substitutes therefor, and to provide for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued to them by the State for military purposes.

House File No. 356, a bill for an act to punish burglary where explosives have been used.

House File No. 358, a bill for an act to amend Section Twenty-seven Hundred and Seventy-one (2771) of the Supplement to the Code, relative to the filling of vacancies on the school board.

House File No. 360, a bill for an act to regulate the soliciting and using of proxies by insurance companies.

House File No. 362, a bill for an act repealing Sections Twenty-one Hundred and Sixty-five (2165) and Twenty-one Hundred and Sixty-six (2166) of the Code, and enacting a substitute therefor, pertaining to express companies.

House File No. 363, a bill for an act to amend Section Thirty-one Hundred and Eighty-one (3181) of the Code, relating to divorces and marriages of divorced persons.

House File No. 376, a bill for an act giving certain powers to the Board of Supervisors, in relation to the alteration or straightening of highways, and to prevent the encroachment of streams thereon, and to condemn land necessary for said purposes.

House File No. 380, a bill for an act to legalize the incorporation of the town of Garwin, Tama county, Iowa, the election of its officers, the

passage and adoption of its ordinances and resolutions, and all acts done by the officials of said town while acting as such.

House File No. 385, a bill for an act to amend Section Two Thousand and Twenty-two (2022) of the Code, relating to cattle guards at private crossings of railways.

House File No. 389, a bill for an act amendatory of and additional to Chapter Fifteen (15) of the Code and Supplement to the Code, relative to the care and propagation of fish.

House File No. 396, a bill for an act defining bucket shop and bucket shopping, making it a crime to maintain and operate the same, and providing penalties for so doing.

House File No. 401, a bill for an act to legalize the adoption of all ordinances, resolutions and rules enacted by the council of the town of Stockport, Van Buren county, Iowa, and all acts done by the council of said town.

House File No. 403, a bill for an act to enlarge the powers and further define the duties of the Board of Railroad Commissioners.

House File No. 404, a bill for an act to amend Section One Thousand Five Hundred and Thirty (1530) of the Supplement to the Code, relating to county road fund and how it is to be paid.

House File No. 407, a bill for an act repealing Section Two Thousand Eight Hundred and Eighty-one (2881) of the Code and Section Two Thousand Eight Hundred and Eighty-one-f (2881-f) of the Supplement to the Code and Section Six (6) of Chapter One Hundred and Fourteen (114) of the acts of the Twenty-eighth General Assembly, relating to employes in the State library, fixing their salaries and providing for their bonds, and enacting a substitute therefor.

House File No. 408, a bill for an act to amend Section Three Hundred and Ten (310) of the Supplement to the Code, relating to qualification for admission to the bar.

House File No. 414, a bill for an act to repeal Section Twenty-nine Hundred and Thirty-five (2935) of the Code, and to enact a substitute therefor, relating to indexes to be kept by County Recorders.

House File No. 420, a bill for an act to legalize the incorporation of the town of Humboldt (formerly Springvale), Humboldt county, Iowa, the election of its officers, the passage, adoption and recording of its ordinances and resolutions, and all acts done by the council of said town.

House File No. 421, a bill for an act to repeal Section Two Thousand and Twenty-six (2026) of the Supplement to the Code, and Chapter Eighty-seven (87) of the acts of the Thirty-first General Assembly, and to enact a substitute therefor, relating to street railways over highways.

House File No. 424, a bill for an act to prevent the throwing or depositing of drugs or medicines as sample or otherwise in private or public places.

House File No. 426, a bill for an act to encourage propagation of Mongolian Ring Neck, English and Chinese pheasants, and to prohibit the killing thereof.

House File No. 429, a bill for an act for the relief of the grantees of James Seby Parsons, and for the purpose of having a patent issued in the name of Cornelis De Geest for a certain tract of land.

House File No. 435, a bill for an act defining, regulating and conferring rights and powers upon automobile railways, additional to Chapter Four (4), Title Ten (10) of the Code.

House File No. 444, a bill for an act to legalize the acts done and the ordinances passed by the town council of Dexter, Dallas county, Iowa.

House File No. 446, a bill for an act to amend Section One (1), Chapter Eighty-five (85), acts of the Thirtieth General Assembly, relating to the expenses of the Bureau of Labor Statistics.

House File No. 453, a bill for an act to legalize the action of the Independent School District of Star No. 6 of Center township, Wapello county, Iowa, and of the Independent School District of Ottumwa, Iowa, consolidating the former with and merging it in the latter.

House File No. 455, a bill for an act to amend Chapter Eighty (80) of the acts of the Thirtieth General Assembly, relating to State hospitals for inebriates and to furnish additional provision in regard to commitments to and release from such hospitals.

House File No. 462, a bill for an act to release and convey to Mary A. T. Sanders all right, title and interest of the State of Iowa in or to the following described real estate, to-wit: A strip of land situated in the west end of Lot Three (3), in Section Three (3), Township Seventy-nine (79) North, Range Six (6), West of the 5th P. M., in Johnson county, Iowa, and lying between the public highway known as the "Foster road" and the bank of the Iowa river, and extending north one hundred and fifty (150) feet from the east end of the Terrill dam, situated between Lots Three (3) and Six (6), in said Section Three (3), and south, one hundred and fifty (150) feet from said dam.

House File No. 463, a bill for an act to amend Section Three Thousand Five Hundred and Forty (3540) of the Code, relating to the publication of original notices in actions against unknown defendants.

House File No. 464, a bill for an act to legalize the plat and dedication of the College addition (commonly known as First College addition), the Second College addition, Lathrop's addition and Johnston's addition to the incorporated town of Humboldt (formerly Springvale), Humboldt county, Iowa.

House File No. 468, a bill for an act authorizing cities having a population of fifty thousand (50,000) or over to erect a city hall, to purchase the necessary ground therefor, and to levy a special tax for the purpose of paying for the same, and repealing Chapter Twenty-seven (27) of the laws of the Thirtieth General Assembly.

House File No. 470, a bill for an act to legalize the incorporation of the town of Prairieburg, Linn county, Iowa, the election of its

officers and all acts done and ordinances passed by the town council of said town.

House File No. 473, a bill for an act to legalize the annexation of certain territory to the city of Centerville, Appanoose county, Iowa, and the election of officers by said city as enlarged.

House File No. 474, a bill for an act to amend Section Five Thousand Sixty-two (5062) of the Code, relative to penalty for combinations, pools, and trusts.

House File No. 476, a bill for an act to repeal the law as it appears in Section Twenty-four Hundred and Three (2403) of the Code, and Section Twenty-four Hundred and Three (2403) of the Supplement to the Code, and to enact a substitute therefor, relating to the selling or giving of intoxicating liquors to minors, intoxicated persons, or to persons in the habit of becoming intoxicated.

House File No. 477, a bill for an act to amend Title Six (6), Chapter Three (3) of the Code, relating to elections.

House File No. 479, a bill for an act to authorize and require street railways, and interurban railroads operating street railways, to permit interurban railroads to use their tracks and terminal facilities and to furnish power to interurban railroads in cities, and providing for fixing the compensation therefor, and authorizing street railways to furnish power to interurban railroads.

House File No. 483, a bill for an act to legalize the acts of the town council of Bayard, Guthrie county, Iowa, the votes of the electors thereof, and irregularities in a certain election held on March 25, 1907, thereby.

House File No. 484, a bill for an act to reimburse George S. Mornin and Guy A. Feely for expenses incurred in the election contest from the Sixty-sixth Representative district of Iowa, and to pay sundry persons for services, per diem, mileage, and expenses rendered and incurred in connection with said election contest.

House File No. 491, a bill for an act to legalize the orders, acts, proceedings and resolutions passed by the council of the town of Milford, Dickinson county, Iowa, in connection with submitting the proposition of granting a franchise to the Midland Telephone company at the municipal election.

Senate Joint Resolution No. 1, a resolution relating to the selection of additional employes of the Thirty-second General Assembly, fixing their compensation and defining their duties.

Senate Joint Resolution No. 2, a joint resolution of the Thirty-second General Assembly of the State of Iowa, making application to the Congress of the United States to call a convention for proposing amendments to the Constitution of the United States.

Senate File No. 5, a bill for an act defining desertion, providing punishment therefor, and permitting a husband or wife to be a witness in such cases.

Senate File No. 8, a bill for an act to amend the law as it appears in Chapter Sixty-eight (68) of the Thirtieth General Assembly, and in Chapter Eighty-five (85) of the acts of the Thirty-first General Assembly, in relation to levees, ditches, drains and watercourses.

Senate File No. 9, a bill for an act to confirm the title of F. C. Lovrein in a strip of land on Section Fifteen (15), Township Ninety-three (93), Range Thirty-four (34), West of the 5th P. M., lying between the true south boundary line and the meandered south boundary line of Rat Lake in said section, and authorizing the Executive Council to quit claim said strip to him.

Senate File No. 10, a bill for an act to amend the law as it appears in Section Thirteen Hundred and Thirty-three-d (1333-d), Supplement to the Code, relating to State tax on gross receipts of insurance corporations and associations.

Senate File No. 11, a bill for an act to repeal Section Two Thousand One Hundred and Thirteen (2113) of the Code, relating to the powers and duties of the Board of Railroad Commissioners, and enacting a substitute therefor.

Senate File No. 18, a bill for an act to prevent fraud in the sale of agricultural seeds, concentrated commercial feeding-stuffs and the materials from which they are manufactured, and to regulate the sale thereof; defining concentrated commercial feeding-stuffs and what shall constitute purity in various kinds of seeds; prohibiting the adulteration, and providing for the correct weighing and marking of agricultural seeds and concentrated commercial feeding-stuffs; and providing for the collection of samples, analyses of the same, and fixing penalties for its violation, and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner, and making an appropriation therefor.

Senate File No. 19, a bill for an act requiring manufacturers and dealers to label white lead, paints, mixed paints, and similar compounds, and linseed oil; defining linseed oil and boiled linseed oil; and fixing penalties for its violation; and repealing Sections Twenty-five Hundred and Ten-a (2510-a), Twenty-five Hundred and Ten-b (2510-b), Twenty-five Hundred and Ten-c (2510-c), Twenty-five Hundred and Ten-d (2510-d) and Twenty-five Hundred and Ten-e (2510-e) of the Supplement to the Code; and vesting the execution and enforcement of this act in the State Food and Dairy Commissioner.

Senate File No. 22, a bill for an act to provide for the investment of the funds of fraternal beneficiary societies, orders or associations.

Senate File No. 25, a bill for an act to repeal Section Three (3) of Chapter One Hundred and One (101) of the laws of the Thirtieth General Assembly, and of Chapter One Hundred and Thirteen (113) of the laws of the Thirty-first General Assembly, relative to establishing and maintaining a State Board of Health laboratory at Iowa City.

Senate File No. 29, a bill for an act legalizing the ordinances, acts, proceedings, resolutions and amendments to the ordinances passed by the city council of Leon, Iowa, and legalizing all the acts, proceedings, and

resolutions adopted or passed by the said city council in changing from the incorporated town of Leon, Iowa, to the incorporated city of Leop, Decatur county, Iowa, legalizing all of the aforesaid proceedings as fully and effectually as if the law in every particular had been complied with in the passage of all said acts, proceedings and resolutions and publication thereof, if same had in any respect been omitted or neglected, and legalizing all the acts of the officials acting under said acts, ordinances, proceedings and resolutions.

Senate File No. 30, a bill for an act to revise the law relating to the sentence and commitment of persons convicted of crime, and providing for a system of reform and parole, and to create the necessary officers therefor, defining their powers and duties, and to fix their compensation, and appropriating the money necessary to carry the same into effect, and to repeal all acts and parts of acts in conflict therewith.

Senate File No. 31, a bill for an act to prevent the adulteration, misbranding and imitation of drugs; and repealing Sections Forty-nine Hundred and Eighty-three (4983), Forty-nine Hundred and Eighty-five (4985), Forty-nine Hundred and Eighty-six (4986) and Forty-nine Hundred and Eighty-eight (4988) of the Code, and vesting the execution and enforcement of this act in the Pharmacy Commissioners.

Senate File No. 32, a bill for an act making an appropriation for twenty thousand (20,000) Railroad Commissioners' official maps to be distributed by the members of the General Assembly and Railroad Commissioners.

Substitute for Senate File No. 37, a bill for an act amendatory of the law as it appears in Chapter Sixty-eight (68) of the Thirtieth General Assembly and amendatory acts of the Thirty-first General Assembly, relating to levees, ditches, drains and watercourses, and amending Sections Two (2), Fourteen (14), Eighteen (18) and Nineteen (19) of said chapter, and providing for the place where ditches and drains shall be located; how appeals shall be tried in appellate courts; for the employment of counsel to represent the drainage district in appellate courts; for the crossing of railroad rights of way; for building of culverts and bridges at the place of crossing and payment of cost thereof; for the assessment of benefits and making the provisions of this act applicable to Chapter Two (2), Title Ten (10) of the Code.

Senate File No. 38, a bill for an act prohibiting any corporation doing business within the State or any officer, agent or representative thereof acting for such corporation, from giving or contributing any money, property, labor or thing of value, to any member of any political committee, party or employe thereof, or to any candidate for any office, for campaign expenses or political purpose whatsoever, or to any person, partnership or corporation for the purpose of influencing or causing said person, partnership or corporation to influence any elector of the State to vote for or against any candidate for public office or candidate for nomination for any public office or to any public officer for the purpose of influencing his official action. And prohibiting any member of any political committee, party or employe thereof, or any candidate for any office from soliciting,

requesting or knowingly receiving any such contribution from any corporation for campaign expenses or political purpose whatsoever and providing a penalty for the violation thereof.

Senate File No. 42, a bill for an act relating to the capital stock of insurance companies, providing the conditions under which such companies shall operate upon the stock plan, prohibiting the advertising of an authorized capital, and providing penalties for the violation hereof.

Senate File No. 44, a bill for an act to provide for the compilation of the laws of the Thirtieth, Thirty-first and Thirty-second General Assemblies, and the laws as they appear in the Code Supplement; to annotate the same and the Code and Rules of the Supreme Court to and including the May term, 1907, of the Supreme Court, and to publish the said compilations and annotations as a "Supplement to the Code, 1907," and to provide for the appointing of a supervising committee and establish a salary for the editor of such Supplement to the Code, and making an appropriation therefor.

Senate File No. 46, a bill for an act to legalize the acts and proceedings of the city council of the city of Anamosa, Iowa, relative to the construction of permanent sidewalks; and relative to the change of grade of a certain street.

Senate File No. 49, a bill for an act to provide for the purchase of legislative references to, and indexes of, current legislation, and making an appropriation therefor.

Senate File No. 50, a bill for an act regulating the election or appointment of the directors or other persons by whom the affairs of corporations organized on the stock plan for transacting the business of life or fire insurance companies are to be conducted, so as to secure proportionate representation to minority stockholders, and providing for the election of directors nominated by a minority of the stockholders, additional to Chapters One (1), Four (4), Six (6), Seven (7) and Eight (8) of Title Nine (9) of the Code.

Senate File No. 54, a bill for an act relating to the assignment of certificates of purchase at tax sales, and providing for the issuance of duplicate certificates of purchase in case of loss or destruction of original, amending Section Fourteen Hundred and Thirty-two (1432) of the Code, repealing Section Fourteen Hundred and Thirty-three (1433) of the Code, and enacting a substitute therefor.

Senate File No. 55, a bill for an act to prohibit and regulate hospitals, institutions and places created for or maintained and used as lying-in or maternity hospitals, or places for the reception, care and treatment of women in labor.

Senate File No. 58, a bill for an act providing that Section Six Hundred and Fifty-four (654) of the Supplement to the Code, and Section Six Hundred and Seventy-two (672) of the Code, relating to the appointment and compensation of police matrons, be made applicable to special charter cities.

Senate File No. 60, a bill for an act to validate and legalize the consolidation of the Dunleith & Dubuque Bridge Company, a corporation created under the laws of the state of Illinois, with the Dunleith & Dubuque Bridge Company, a corporation created under the laws of the State of Iowa, and validating and legalizing all rights and franchises exercised under said consolidation by said Iowa corporation, and all corporate acts and proceedings of the said Iowa corporation since the consolidation of the said Illinois corporation with it.

Senate File No. 62, a bill for an act to legalize the acts and resolutions passed by the Board of Supervisors of Van Buren county, Iowa, making a final settlement with H. L. McGrew, County Treasurer of said county, and releasing said H. L. McGrew and his bondsmen from liability on account of loss by reason of the deposit of county and other funds in the private banking house of E. H. Skinner & Co.

Senate File No. 64, a bill for an act to legalize certain actions of the Board of Supervisors of Appanoose county, Iowa, relating to Drainage District No. 1 of said county, and the issuance of bonds for the payment of the expenses, costs, costs of construction, and fees.

Senate File No. 69, a bill for an act to amend the law as it appears in Section Thirty-five Hundred and Twenty-nine (3529) of the Supplement to the Code, relating to the service of original notice upon any corporation or person owning or operating any railway, or canal, steamboat or other river craft, or any telegraph, telephone, stage, coach, or car line, express company, or foreign corporation.

Senate File No. 71, a bill for an act to amend the law as it appears in Sections Seven (7) and Eight (8) of Chapter One Hundred and Sixty-six (166) of the acts of the Thirty-first General Assembly, relating to the definition of the term "misbranded" and the method of labeling.

Senate File No. 73, a bill for an act to pay sundry persons named in this bill for material and labor furnished by them in the erection of the medical hospital of the Iowa State University, erected in 1897.

Senate File No. 78, a bill for an act to provide for the examination and regulation of graduate nurses. Also, to regulate the practice of nursing by graduate nurses and to provide a penalty for the violation thereof.

Senate File No. 82, a bill for an act to provide for the consolidation and change of boundaries of school districts in certain cities of the first class, and other purposes incident thereto.

Senate File No. 87, a bill for an act for the relief of the grantees of Jacob W. Applegate, and for the purpose of having a patent issued in the name of S. S. Judge for a certain tract of land.

Senate File No. 97, a bill for an act making an appropriation to defray the mileage and expenses of the members of the various committees sent by the Thirty-second General Assembly to visit the several State institutions.

Senate File No. 98, a bill for an act to empower the State Educational Board of Examiners to validate teachers' certificates issued in other states.

Senate File No. 102, a bill for an act making an appropriation to pay the additional employes of the Thirty-second General Assembly.

Senate File No. 103, a bill for an act to amend Section Five Hundred and Ninety-one (591) of the Code, relative to compensation of township clerks.

Senate File No. 104, a bill for an act to amend Chapter Two (2) of Title Ten (10) of the Code, relating to United States levees, as amended by Chapter Eighty-three (83) of the laws of the Thirty-first General Assembly, to promote the public health, convenience and welfare, by leveeing ditching and draining the lands of the State, and providing for the assessment and collection of the costs and expenses of the same and issuing improvement certificates, or issuing and sellings bonds therefor.

Senate File No. 109, a bill for an act to amend the law as it appears in Chapter One (1), Title Nine (9) of the Code, relating to corporations for pecuniary profit.

Senate File No. 111, a bill for an act relating to the organization and officers of cities and towns, amending Chapters Two (2) and Nine (9), Title Five (5) of the Code, and of the law as it appears in the Supplement to the Code, and providing for the appointment of a board of public works and defining its duty, and providing a penalty for the violation of the provisions of this act.

Senate File No. 119, a bill for an act to amend Chapter Fourteen (14) of Title Five (5) of the Code, relating to the management of waterworks in special charter cities having a population of thirty-five thousand (35,000) or more, and all acts or parts of acts in so far as they conflict with this act shall not be applicable to any such cities.

Senate File No. 120, a bill for an act to repeal the law as it appears in Section Nine Hundred and Fifty-five-A (955-A) of the Supplement to the Code, relating to compensation of waterworks trustees in special charter cities having a population of thirty thousand (30,000) or more.

Senate File No. 121, a bill for an act to provide that Chapter Eight (8) of Title Six (6) of the Code, relating to the removal of municipal officers, be made applicable to special charter cities.

Senate File No. 123, a bill for an act to amend Section Forty-nine Hundred and Sixty-nine (4969) of the Code, providing for the punishment of cruelty to animals.

Senate File No. 136, a bill for an act to amend the law as it appears in Section Fourteen (14) of Chapter One Hundred and Sixty-six (166) of the laws of the Thirty-first General Assembly, relating to the sale of canned goods.

Senate File No. 157, a bill for an act to repeal Section Two Thousand Five Hundred and Ninety-three (2593) of the Code, and to enact a substitute therefor, relating to the practice of pharmacy.

Senate File No. 158, a bill for an act making an additional appropriation to pay the remainder of the expenses of the members of the Iowa

Shiloh Battlefield Monument Commission, the Iowa Lookout Mountain and Missionary Ridge Monument Commission, the Iowa Vicksburg Park Monument Commission, and the Iowa Andersonville Prison Monument Commission, upon their joint visit to dedicate the monuments erected by the State of Iowa upon southern battlefields and at Andersonville.

Senate File No. 160, a bill for an act to amend the law as it appears in Section One Hundred and Sixty-eight (168) of the Supplement to the Code, and in Chapter Two (2) of Title Thirteen (13) of the Code and Code Supplement and amendments thereto, and Chapter One Hundred and Twenty-two (122) of the acts of the Thirty-first General Assembly, defining the duties, fixing the compensation and providing for the supplies and printing and providing for the payment of the expenses of the Educational Board of Examiners, its secretary and employes.

Senate File No. 164, a bill for an act to amend the law as it appears in Sections Two (2) and Three (3), Chapter Fourteen (14), acts of the Thirty-first General Assembly, granting township trustees power to contract for use of public libraries.

Senate File No. 169, a bill for an act relating to State documents and publications, providing for the appointment of a document librarian, fixing his salary, and amending Section One (1), Chapter Five (5) of the acts of the Thirtieth General Assembly.

Senate File No. 171, a bill for an act to prohibit the making or publishing of false or exaggerated statements or publications of or concerning the affairs, pecuniary condition or property of any corporation or joint stock association, which said statements or publications are intended to give or shall have a tendency to give a less or greater apparent value to the shares, bonds or property or any part thereof, of said corporation or joint stock association than the said shares, bonds or property shall really and in fact possess, and providing a penalty therefor.

Senate File No. 175, a bill for an act to amend the law as it appears in Section Two Hundred and Fifty-five (255) of the Supplement to the Code, and Section One (1) of Chapter Ten (10) of the laws of the Thirty-first General Assembly, relating to Superior Courts.

Senate File No. 181, a bill for an act additional to and amendatory of Chapter Eleven (11) of the laws of the Thirtieth General Assembly, entitled "An act enlarging the powers of the District Court and to regulate the treatment and control of dependent, neglected, and delinquent children."

Senate File No. 183, a bill for an act providing for placing a statue in bronze of James Harlan, ex-Senator of Iowa, in the National Statuary Hall in the Capitol building of Washington, D. C., and appropriating money to pay therefor.

Senate File No. 184, a bill for an act to amend Section One Thousand Eight Hundred and Seventy-three (1873) of the Code, relating to publication of reports of banks.

Senate File No. 185, a bill for an act to amend Section Thirty-six

Hundred and Thirty-six (3636) of the Code, relating to the appearance term for certain actions.

Senate File No. 192, a bill for an act to amend Section Seven Hundred and Sixty-eight (768) of the Code, relating to vestibules on street cars, for the protection of employes operating such cars.

Senate File No. 194, a bill for an act authorizing cities of the first class to levy taxes for the purpose of paying for the building and reconstruction of bridges, and for the issuance of bonds or certificates against such levies.

Senate File No. 195, a bill for an act amendatory of and additional to Section Nine Hundred and Twelve (912) of the Code, in relation to the issuance of certificates or bonds in anticipation of special taxes by towns.

Senate File No. 201, a bill for an act to repeal Chapter Forty-eight (48), acts of the Thirtieth General Assembly, relating to the vocation of peddlers, defining the term peddlers so as to include transient merchants and itinerant vendors selling by sample or by taking orders for immediate or future delivery, and to enact a substitute therefor.

Senate File No. 204, a bill for an act to amend the law as it appears in Section Two Thousand Five Hundred and Ninety-six-a (2596-a) of the Supplement to the Code, in relation to the sale of cocaine, and restricting the sale of certain other drugs.

Senate File No. 205, a bill for an act providing for special assessments for sidewalk and street improvements in cities and towns upon the right of way of any railroad company fronting or abutting upon a street, highway, avenue, alley, public ground, wharf, landing or market place the same as upon any land or lot therein, and providing for the collection thereof.

Senate File No. 206, a bill for an act to amend Sections Two (2), Four (4) and Five (5) of Chapter Fifty-three (53) of the acts of the Thirtieth General Assembly, in regard to motor vehicles.

Senate File No. 208, a bill for an act to amend Section Thirty-six (36) of the Code, relative to the publication of acts of the General Assembly.

Senate File No. 212, a bill for an act to provide for the government of certain cities, and the adoption thereof by special election, additional to Title Five (5) of the Code.

Senate File No. 215, a bill for an act to amend the law as it appears in Sections Six Hundred and Seventy-nine-a (679-a), Six Hundred and Seventy-nine-f (679-f), Six Hundred and Seventy-nine-g (679-g), Six Hundred and Seventy-nine-h (679-h) of the Supplement to the Code, relating to the Board of Police and Fire Commissioners in certain cities of the first class, and cities under special charter, and providing for the taking effect thereof.

Senate File No. 220, a bill for an act making an appropriation for the benefit of the State Hospital at Mount Pleasant.

Senate File No. 224, a bill for an act making an appropriation to

enable the State Railroad Commission to make investigation of railway freight rates.

Senate File No. 228, a bill for an act authorizing the board of trustees of free public libraries to unite with any local County Historical Association for the preservation and protection of articles of a historical or educational nature gathered by such association and to expend money for the proper care of such collection.

Senate File No. 230, a bill for an act to require a stamp or label on every ball of binder twine sold, exposed or offered for sale within this State, and providing a penalty for the violation thereof.

Senate File No. 234, a bill for an act to authorize the reconignment, without charge, to a new destination of the property forwarded by a common carrier, and to provide for the treatment of the same as an original shipment.

Senate File No. 235, a bill for an act to protect the safety of railroad employes by regulating the maintaining and stringing of other wires over railroad tracks.

Senate File No. 236, a bill for an act defining relations between employer and employe with respect to assumption of risk, and providing what shall constitute notice thereof.

Senate File No. 237, a bill for an act providing for scales and the weighing of commodities transported in carload lots, and furnishing certificates of weight by common carriers, and providing penalties for the violation of this act, in addition to Chapter Seven (7), Title Ten (10) of the Code.

Senate File No. 239, a bill for an act amending Section Thirteen Hundred and Thirty-three (1333) of the Code Supplement, in relation to taxes paid by insurance companies other than those organized under the laws of the State of Iowa.

Senate File No. 240, a bill for an act to amend Chapter One Hundred and Thirty-two (132) of the laws of the Thirtieth General Assembly of Iowa, entitled "An act prohibiting the willful taking of any electric current, gas or water from the wires, meters, pipes or any apparatus of any electric light, electric motor, gas or water plant with intent to defraud, additional to Chapter Five (5), Title Twenty-four (24) of the Code, by making it applicable to steam heating plants and the taking of steam or steam heat.

Senate File No. 244, a bill for an act authorizing persons, firms or corporations engaged in the business of storing goods for profit to issue warehouse receipts on the goods so stored; to regulate the issuance, negotiation and transfer of such receipts, and to provide punishment for violation of said regulations, and repealing Section Thirty-one Hundred and Twenty-nine (3129) of the Code.

Senate File No. 245, a bill for an act directing the Custodian of Public Buildings and Property to prepare a case for the reception of flags carried by Iowa regiments during the Spanish-American war, and making appropriation therefor.

Senate File No. 249, a bill for an act to amend Section Nine Hundred and Fifty-five (955) of the Code, relating to the establishment, erection, purchase, lease, maintenance or operation of certain public utilities and the granting of franchises for the same, so as to include heating plants.

Senate File No. 261, a bill for an act to amend Senate File No. 22, as passed by the Thirty-second General Assembly, February 8, 1907, and approved February 14, 1907, providing for the investment of funds of fraternal beneficiary societies, orders or associations.

Senate File No. 347, a bill for an act granting to cities and towns power to regulate, define, tax, license, and prohibit public dance halls, skating rinks, fortune tellers, palmists, and clairvoyants, and to license and regulate the construction of bill boards, and to tax owners or persons maintaining the same.

Senate File No. 262, a bill for an act to provide for sewer outlets and purifying plants and the levy of a tax therefor in cities of the second class and towns.

Senate File No. 267, a bill for an act to permit fraternal beneficiary societies, orders, or associations to purchase and own real estate, to erect buildings thereon and to occupy and rent the same.

Senate File No. 271, a bill for an act to repeal Chapter One Hundred and Forty (140), laws of the Thirty-first General Assembly, relative to bonds of school corporations, and enacting a substitute therefor.

Senate File No. 277, a bill for an act to provide a uniform system of books, blanks, records, vouchers, receipts, etc., for the use of County Auditors, County Treasurers, and Clerks of the District Court.

Senate File No. 278, a bill for an act to amend Section One (1) of Chapter One Hundred and Eighty-six (186), laws of the Thirtieth General Assembly, relating to laks and lake beds.

Senate File No. 283, a bill for an act legalizing an ordinance of the city council of the city of Red Oak Junction (now Red Oak), Iowa, passed February 5, A. D. 1900, granting to the Red Oak Gas Light Company the use of the streets of Red Oak Junction (now Red Oak), Iowa, with certain conditional rights and privileges, for the purpose of erecting, purchasing, owning and maintaining a gas works system in said city.

Senate File No. 286, a bill for an act appropriating money for the purchase of land for the State Hospital for Inebriates at Knoxville.

Senate File No. 289, a bill for an act to amend the law as it appears in Section Five (5), Chapter One Hundred and Nine (109) of the laws of the Thirtieth General Assembly, and to require assessors to report deaths occurring in their respective districts.

Senate File No. 290, a bill for an act to amend Subdivision Sixteen (16) of Section Six Hundred and Sixty-eight (668) of the Code, in relation to the duties of city council and amending said Subdivision Sixteen (16) and making the same apply to cities of the second class.

Senate File No. 300, a bill for an act to amend Section Four Hundred and Forty-eight (448) of the Code, relating to borrowing money for the

erection of public buildings in counties having a population of forty thousand (40,000) or over.

Senate File No. 305, a bill for an act to amend Section Two Thousand One Hundred and Sixteen (2116) of the Code, relating to the duty of railroads.

Senate File No. 314, a bill for an act to legalize certain ordinances and official acts of the town council of Mondamin, Harrison county, Iowa.

Senate File No. 340, a bill for an act amending Section Two Thousand and Fifty-one, (2051) of the Code, relating to the conditional sale or lease of railroad or street railway equipment or rolling stock, so as to provide for the conditional sale or lease of power house and electrical equipment of interurban or street railways or of electric light and power companies or of steam heating companies.

Senate File No. 341, a bill for an act to amend the law as it appears in Section Eight Hundred and Fifty-two (852) of the Supplement to the Code, as amended by Chapter Thirty-four (34) of the laws of the Thirtieth General Assembly, authorizing the levy of an additional tax of one mill on the dollar on all taxable property for park purposes, relating to Park Commissioners, their powers and duties.

C. R. BENEDICT,  
*Chief Clerk.*

On motion of Offill of Jasper, the House adjourned until 1:30 o'clock this afternoon.

#### AFTERNOON SESSION.

House met pursuant to adjournment.

Speaker Kendall in the chair.

On request of Kendall of Clinton, leave of absence was granted Drury of Sac until Tuesday.

Unanimous consent having been given, Sparks of Wapello withdrew House File No. 482 from further consideration of the House.

#### REPORTS OF COMMITTEES.

Jones of Montgomery, from the Committee on Appropriations, submitted the following reports:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 360, a bill for an act making appropriations for the construction, repair, improvement and contingent funds for the State hospitals, penitentiaries, industrial schools, Institution for the Feeble-Minded, College for the Blind, School for the Deaf, Iowa Soldiers' Home, and Iowa Soldiers' Orphans' Home, beg leave to report 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 from Section Seven (7) all after the words "Missouri river" in the seventeenth line thereof and inserting in lieu of the part so stricken out the following:

Provided, however, that before any portion of the said sum of Thirty-two Thousand Dollars (\$32,000.00) shall be drawn from the State treasury, the Board of Control of State Institutions shall file with the Auditor of State its certificate stating in substance and effect that a sufficient supply of potable water cannot be obtained from the well now being drilled at said institution; and, provided further, that said well shall not be drilled to a depth greater than twelve hundred feet.

And when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 358, a bill for an act making appropriations for the State University 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 amended by striking out the words and figures "Ninety-four Thousand (\$94,000.00)" in Section Two (2) and inserting in lieu thereof the words and figures "One Hundred Four Thousand (\$104,000.00)."

Also that the figures "\$25,000.00" after the words "wing of hospital," etc., be stricken out and the following inserted in lieu thereof: "\$35,000.00."

Also that the figures "1907" in the last line of Section Two (2) be stricken out and the figures "1908" be inserted in lieu thereof.

And when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 357, a bill for an act making appropriations to the Iowa State College of Agriculture and Mechanic Arts, beg leave to report 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 enacting clause and inserting in lieu thereof the following:

SUBSTITUTE AMENDMENT FOR SENATE FILE NO. 357.

SECTION 1. There is hereby appropriated to the Iowa State College of Agriculture and Mechanic Arts out of any money in the State treasury, not otherwise appropriated, the sum of Twenty Thousand Dollars (\$20,000.00) annually hereafter for additional support fund, and the sum

of Six Hundred Dollars (\$600.00) annually for four years for cataloguer, said sums to be paid in quarterly installments on order of the board of trustees, the first installment to be paid July 1st, 1908.

SEC. 2. There is further appropriated out of any money in the State treasury, not otherwise appropriated, the sum of One Hundred Twenty-three Thousand Dollars (\$123,000.00) for the following purposes:

|                                                                                      |          |
|--------------------------------------------------------------------------------------|----------|
| For equipment of college departments.....                                            | \$10,000 |
| For constructing heating tunnel system, new boilers,<br>etc. ....                    | 60,000   |
| For improvement of water system.....                                                 | 10,000   |
| For purchase of pure bred stock.....                                                 | 5,000    |
| For walks and grading.....                                                           | 5,000    |
| For furniture and fixtures for new hall of agricul-<br>ture .....                    | 10,000   |
| For remodeling old engineering hall; for structural<br>and hydraulic laboratory..... | 7,000    |
| For machine shop.....                                                                | 16,000   |

The sums mentioned in this section shall be paid upon the order of the board of trustees of the State college, but not more than \$75,000 of the entire amount shall be paid before July 1st, 1908.

SEC. 3. This act, being deemed of immediate importance, shall take effect and be in force from and after its publication in the Register and Leader and the Des Moines Capital, newspapers published in Des Moines, Iowa.

And when so amended that the bill do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred substitute for Senate File No. 26, a bill for an act to amend Chapter One Hundred and Forty-Two (142), laws of the Thirty-first General Assembly, and increasing the appropriation for carrying its purposes into effect, beg leave to report 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.

F. F. JONES,  
*Chairman.*

Adopted.

Also:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred Senate File No. 367, a bill for an act authorizing the Executive Council to install an additional boiler and additional equipment in the power and storage house, and to erect an additional storage house, and to make appropriation 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 do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Jones of Montgomery, from the conference committee on House File No. 341, submitted the following report:

MR. SPEAKER—Your committee appointed to confer on amendment to House File No. 341 have met and, after due deliberation, it is found that they cannot agree, and report accordingly.

JOHN L. BLEAKLY,  
JOHN H. JACKSON,  
JAS. H. JAMISON,  
HENRY YOUNG,  
F. F. JONES,  
W. L. HARDING,  
STANLEY CONN,  
ERNEST R. MOORE.

Ordered passed on file.

Stillman of Greene, 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. 231, a bill for an act to repeal Section Forty-six Hundred (4600) of the Code, relative to the accounting for fees, and compensation of justices of the peace, and constables, and to enact in lieu thereof the following.

Also:

House File No. 407, a bill for an act repealing Section Two Thousand Eight Hundred and Eighty-one (2881) of the Code, and Section Two Thousand Eight Hundred and Eighty-one-f (2881-f) of the Supplement to the Code, and Section Six (6) of Chapter One Hundred and Fourteen (114) of the acts of the Twenty-eighth General Assembly, relating to employes in the State library, fixing their salaries, and providing for their bonds, and enacting a substitute therefor.

Also:

House File No. 455, a bill for an act to amend Chapter Eighty (80) of the acts of the Thirtieth General Assembly, relating to State Hospitals for Inebriates, and to furnish additional provision in regard to commitments to and release from such hospitals.

Also:

House File No. 463, a bill for an act to amend Section Three Thousand Five Hundred and Forty (3540) of the Code, relating to the publication of original notices in actions against unknown defendants.

Also:

House File No. 464, a bill for an act to legalize the plat and dedication of the College addition (commonly known as First College addition), the Second College addition, Lathrop's addition and Johnston's addition to the incorporated town of Humboldt (formerly Springvale), Humboldt county, Iowa.

Also:

House File No. 470, a bill for an act to legalize the incorporation of the town of Prairieburg, Linn county, Iowa, the election of its officers and all acts done and ordinances passed by the town council of said town.

Also:

House File No. 477, a bill for an act to amend Title Six (6), Chapter Three (3) of the Code, relating to elections.

Also:

House File No. 484, a bill for an act to reimburse George S. Mornin and Guy A. Feely for expenses incurred in the election contest from the Sixty-sixth Representative district of Iowa, and to pay sundry persons for services, per diem, mileage, and expenses rendered and incurred in connection with said election contest.

Also:

House File No. 315, a bill for an act to provide for agricultural extension work by the Iowa State College of Agriculture and Mechanic Arts, and making appropriations therefor.

Also:

House File No. 350, a bill for an act to indemnify D. H. Fiestler for personal injury sustained by him while employed at the Hospital for the Insane at Independence, Iowa.

Also:

House File No. 414, a bill for an act to repeal Section Twenty-nine Hundred and Thirty-five (2935) of the Code, and to enact a substitute therefor, relating to indexes to be kept by County Recorders.

Also:

House File No. 446, a bill for an act to amend Section One (1), Chapter Eighty-five (85), acts of the Thirtieth General Assembly, relating to the expenses of the Bureau of Labor Statistics.

Also:

House File No. 476, a bill for an act to repeal the law as it appears in Section Twenty-four Hundred and Three (2403) of the Code, and Section Twenty-four Hundred and Three (2403) of the Supplement to the Code, and to enact a substitute therefor, relating to the selling or giving of intoxicating liquors to minors, intoxicated persons, or to persons in the habit of becoming intoxicated.

Also:

House File No. 483, a bill for an act to legalize the acts of the town council of Bayard, Guthrie county, Iowa, the votes of the electors thereof, and irregularities in a certain election held on March 25, 1907, thereby.

Also:

House File No. 491, a bill for an act to legalize the orders, acts, proceedings and resolutions passed by the council of the town of Milford, Dickinson county, Iowa, in connection with submitting the proposition of granting a franchise to the Midland Telephone Company at the municipal election.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, House File No. 315, a bill for an act to provide for agricultural extension work by the Iowa State College of Agriculture and Mechanic Arts, and making appropriations therefor.

Also:

House File No. 350, a bill for an act to indemnify D. H. Fiester for personal injury sustained by him while employed at the Hospital for the Insane at Independence, Iowa.

Also:

House File No. 414, a bill for an act to repeal Section Twenty-nine Hundred and Thirty-five (2935) of the Code, and to enact a substitute therefor, relating to indexes to be kept by County Recorders.

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House File No. 446, a bill for an act to amend Section One (1), Chapter Eighty-five (85), acts of the Thirtieth General Assembly, relating to the expenses of the Bureau of Labor Statistics.

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Also:

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Also:

House File No. 491, a bill for an act to legalize the orders, acts, proceedings and resolutions passed by the council of the town of Milford, Dickinson county, Iowa, in connection with submitting the proposition of granting a franchise to the Midland Telephone Company at the municipal election.

Also:

Senate File No. 348, a bill for an act to legalize the actions of certain homes for destitute or unfortunate women and orphaned or abandoned children in certain cases, and the amendment of articles of incorporation thereof.

Also:

Senate File No. 81, a bill for an act prohibiting the storage and transportation of powder into coal mines while miners or other employes are working therein.

Also:

Senate File No. 322, a bill for an act to amend Section Twenty-two Hundred and Seventy (2270) of the Code, relating to settlement of insane patients.

Also:

Senate File No. 336, a bill for an act amendatory of and additional to the law as it appears in Section Three (3), Chapter One Hundred and Sixteen (116) of the laws of the Thirty-first General Assembly of Iowa, relative to the practice of dentistry, and extending the time within which to file licenses issued prior to January 1, 1907, under certain conditions.

Also:

Senate File No. 315, a bill for an act to repeal Section Fourteen Hundred and Sixty (1460) of the Code, relating to the statement by the Auditor of State of the County Treasurers' account with the Treasurer of State.

Also:

Senate File No. 364, a bill for an act to enable the State of Iowa to sell and dispose of certain unclaimed lands within the former channel of the Des Moines river and formed by accretions in consequence of the changes of the channel of such river.

Also:

Senate File No. 371, a bill for an act fixing the place of confinement of females who are convicted of felonies and sentenced to confinement in the penitentiary.

Also:

Senate File No. 302, a bill for an act to amend Section Twenty-eight Hundred and Twenty-three-f (2823-f) of the Supplement to the Code, relative to enforcement of the law of compulsory education.

Also:

Senate File No. 330, a bill for an act relating to the sale of intoxicants in the vicinity of military reservations, and providing a penalty for the violation thereof.

Also:

Senate File No. 334, a bill for an act appropriating the sum of One Hundred and Fifty-one Dollars and Ninety Cents (\$151.90) to be paid to W. J. McAhren in settlement of a claim against the State of Iowa, arising by reason of the efforts of the said W. J. McAhren to extradite one H. S. Green.

Also:

Senate File No. 77, a bill for an act making appropriations for the State College of Agriculture and Mechanic Arts, the State University and the State Normal School.

Also:

Senate File No. 226, a bill for an act to reimburse S. B. Humbert for services rendered as superintendent of construction of the monuments at Lookout Mountain and one at either end of Missionary Ridge, and to make all appropriations therefor.

Also:

Senate File No. 351, a bill for an act to authorize the sale of the southwest one-quarter ( $\frac{1}{4}$ ) of Section Twenty-seven (27), Township Seventy-eight (78) North, Range Twenty-four (24) West of the 5th P. M., known as the camp ground of the Iowa National Guard, and to use the proceeds of the sale, or so much thereof as may be necessary, in the purchase and improvement of another camp ground for the said guard.

Also:

Senate File No. 242, a bill for an act to create a commission to examine, revise and codify the laws relating to the public schools, and such other purposes as may be incident thereto.

Also:

Senate File No. 308, a bill for an act authorizing the Board of Supervisors to grant municipalities the use of the public highway for the laying of water mains and pipes, and fixing the liability for damages arising from the construction thereof.

Also:

House File No. 231, a bill for an act to repeal Section Forty-six Hundred of the Code, relating to the accounting for fees, and compensation of justices of the peace and constables, and to enact in lieu thereof the following.

Also:

House File No. 407, a bill for an act repealing Section Two Thousand Eight Hundred and Eighty-one (2881) of the Code, and Section Two Thousand Eight Hundred and Eighty-one-f (2881-f) of the Supplement to

the Code, and Section Six (6) of Chapter One Hundred and Fourteen (114) of the acts of the Twenty-eighth General Assembly, relating to employes in the State library, fixing their salaries, and providing for their bonds, and enacting a substitute therefor.

Also:

House File No. 455, a bill for an act to amend Chapter Eighty (80) of the acts of the Thirtieth General Assembly, relating to State Hospitals for Inebriates, and to furnish additional provision in regard to commitments to and release from such hospitals.

Also:

House File No. 463, a bill for an act to amend Section Three Thousand Five Hundred and Forty (3540) of the Code, relating to the publication of original notices in actions against unknown defendants.

Also:

House File No. 464, a bill for an act to legalize the plat and dedication of the College addition (commonly known as First College addition), the Second College addition, Lathrop's addition and Johnston's addition to the incorporated town of Humboldt (formerly Springvale), Humboldt county, Iowa.

Also:

House File No. 470, a bill for an act to legalize the incorporation of the town of Prairieburg, Linn county, Iowa, the election of its officers and all acts done and ordinances passed by the town council of said town.

Also:

House File No. 477, a bill for an act to amend Title Six (6), Chapter Three (3) of the Code, relating to elections.

Also:

House File No. 484, a bill for an act to reimburse George S. Mornin and Guy A. Feely for expenses incurred in the election contest from the Sixty-sixth Representative district of Iowa, and to pay sundry persons for services, per diem, mileage, and expenses rendered and incurred in connection with said election contest.

PAUL E. STILLMAN,  
*Chairman House Committee.*  
W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 231, a bill for an act to repeal Section Forty-six Hundred (4600) of the Code, relative to the accounting for fees, and compensation of

justices of the peace, and constables, and to enact in lieu thereof the following.

Also:

House File No. 407, a bill for an act repealing Section Two Thousand Eight Hundred and Eighty-one (2881) of the Code, and Section Two Thousand Eight Hundred and Eighty-one-f (2881-f) of the Supplement to the Code, and Section Six (6) of Chapter One Hundred and Fourteen (114) of the acts of the Twenty-eighth General Assembly, relating to employes in the State library, fixing their salaries, and providing for their bonds, and enacting a substitute therefor.

Also:

House File No. 455, a bill for an act to amend Chapter Eighty (80) of the acts of the Thirtieth General Assembly, relating to State Hospitals for Inebriates, and to furnish additional provision in regard to commitments to and release from such hospitals.

Also:

House File No. 463, a bill for an act to amend Section Three Thousand Five Hundred and Forty (3540) of the Code, relating to the publication of original notices in actions against unknown defendants.

Also:

House File No. 464, a bill for an act to legalize the plat and dedication of the College addition (commonly known as First College addition), the Second College addition, Lathrop's addition and Johnston's addition to the incorporated town of Humboldt (formerly Springvale), Humboldt county, Iowa.

Also:

House File No. 470, a bill for an act to legalize the incorporation of the town of Prairieburg, Linn county, Iowa, the election of its officers and all acts done and ordinances passed by the town council of said town.

Also:

House File No. 477, a bill for an act to amend Title Six (6), Chapter Three (3) of the Code, relating to elections.

Also:

House File No. 484, a bill for an act to reimburse George S. Mornin and Guy A. Feely for expenses incurred in the election contest from the Sixty-sixth Representative district of Iowa, and to pay sundry persons for services, per diem, mileage, and expenses rendered and incurred in connection with said election contest.

Also:

House File No. 315, a bill for an act to provide for agricultural extension work by the Iowa State College of Agriculture and Mechanic Arts, and making appropriations therefor.

Also:

House File No. 350, a bill for an act to indemnify D. H. Fiester for personal injury sustained by him while employed at the Hospital for the Insane at Independence, Iowa.

Also:

House File No. 414, a bill for an act to repeal Section Twenty-nine Hundred and Thirty-five (2935) of the Code, and to enact a substitute therefor, relating to indexes to be kept by County Recorders.

Also:

House File No. 446, a bill for an act to amend Section One (1), Chapter Eighty-five (85), acts of the Thirtieth General Assembly, relating to the expenses of the Bureau of Labor Statistics.

Also:

House File No. 476, a bill for an act to repeal the law as it appears in Section Twenty-four Hundred and Three (2403) of the Code, and Section Twenty-four Hundred and Three (2403) of the Supplement to the Code, and to enact a substitute therefor, relating to the selling or giving of intoxicating liquors to minors, intoxicated persons, or to persons in the habit of becoming intoxicated.

Also:

House File No. 483, a bill for an act to legalize the acts of the town council of Bayard, Guthrie county, Iowa, the votes of the electors thereof, and irregularities in a certain election held on March 25, 1907, thereby:

Also:

House File No. 491, a bill for an act to legalize the orders, acts, proceedings and resolutions passed by the council of the town of Milford, Dickinson county, Iowa, in connection with submitting the proposition of granting a franchise to the Midland Telephone Company at the municipal election.

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

Harding of Woodbury, from the conference committee on Senate File No. 162, submitted the following report:

MR. SPEAKER—Your conference committee appointed upon Senate File No. 162, entitled "A bill for an act to amend Section Three Thousand Nine Hundred and Fifty-five (3955) of the Code, and to provide for the issuance of an execution when an outstanding execution is lost or destroyed," beg leave to report that they have had the same under consideration and submit the following recommendation:

We recommend that the House recede from its amendment, which

reads as follows: "Strike out all after the word 'original' in the eleventh line of Section One (1) of the original bill."

Respectfully submitted,

W. L. HARDING,  
C. G. SAUNDERS,  
C. C. DOWELL,  
JAS. H. JAMISON,  
GEORGE W. DUNHAM,  
C. W. HACKLER,  
W. H. ARNEY,  
*Conference Committee.*

Report adopted.

Teter of Marion moved that the report be laid upon the table.

Motion lost.

Harding of Woodbury moved that the conference committee report be adopted.

Motion prevailed.

On the question, "Shall the House recede from its amendments to Senate File No. 162 as recommended by the conference committee?"

The yeas were:

Allred, Anderson, Arney, Balluff, Beery, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Clary, Corrie, DeMar, Dewell, Dow, Dunn, Dye of Pottawattamie, Earle, Feely, Fenn, Fox, Geneva, Grier, Hackler, Hambleton, Hanson, Harding, Holmes, Inman, Jones, Kelley, Kendall, Kull, McAllister, McElrath, Mann, Mason, Morris, Nix, ~~ul~~, Pierce, Reaney, Ritter, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Weeks, White, Wilson, Wolfe—59.

The nays were:

Baird, Bascom, Bauman, Bergeson, Calkins, Cottrell, Darrah, Dye of Decatur, Elliott, Felt, Hume, Kellogg, Lowrey, Marston, Meredith, Miller of Dubuque, Moore, Ofill, Price, Schoenberger, Schroeder, Stillman, Swift, Teter, Welden, Mr. Speaker—26.

Absent or not voting:

Conn, Dodds, Doran, Drury, Feay, Flugum, Greenwood, Hanna, Harvey, Heles, Hickey, Jewell, Koontz, Lee, Lister, McDonald,

Maben, Mercer, Miller of Bremer, Reitz, Sheldon, Sparks, Youde—23.

So the House recesses.

RESOLUTIONS.

Weeks of Guthrie presented the following resolutions:

**WHEREAS**, The Codes, Supplements, Session Laws heretofore issued to Hon. C. Miller, the member from Bremer, and Hon. L. F. Springer, the member from Buchanan, have been lost through no fault of these gentlemen; therefore, be it

*Resolved*, That the Chief Clerk be and he is hereby directed to procure and deliver to each of these gentlemen the volumes lost.

Laid over under Rule 34.

Holmes of Kossuth called up concurrent resolution relative to an endorsement for the re-nomination and re-election of Theodore Roosevelt for President of the United States, and moved its adoption.

Van Houten of Taylor moved that the resolution be referred to the Committee on Federal Relations.

Roll call demanded.

On the question, "Shall the resolution be referred?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dow, Dye of Decatur, Dye of Potawattamie, Earle, Elliott, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hambleton, Harding, Hickey, Inman, Jones, Kelley, Kellogg, Kendall, McElrath, Mann, Mason, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Shaffer, Sheldon, Smith, Stewart, Stoltenberg, Swift, Van Houten, Webster, Weeks—57.

The nays were:

Holmes, Meredith, Miller of Bremer, Stillman, Sullivan, Swan, Welden, White—8.

Absent or not voting:

Arney, Bauman, Cassady, Clarke, Clary, Dodds, Doran, Drury, Dunn, Feay, Feely, Geneva, Hackler, Hanna, Hanson, Harvey,

Heles, Hume, Jewell, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Marston, Mercer, Miller of Dubuque, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sidey, Sparks, Springer, Teter, Wilson, Wolfe, Youde, Mr. Speaker—43.

So the resolution was so referred.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendment to Senate File No. 227, a bill for an act to prohibit the discharge into the open air of dense smoke within the corporate limits of cities of the first class and to provide penalties for the violation and enforcement thereof.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the President of the Senate appointed as further conference committee on part of the Senate, as requested by the House, on House File No. 379, a bill for an act relative to free transportation: Senators Hopkins, Dunham, Newberry, Wilson of Clinton.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 79, a bill for an act providing for the compilation of a roster of Iowa soldiers, sailors and marines, in the War of the Rebellion, the Spanish-American and Philippine wars, including military service in the Spirit Lake expedition and other services against the Indians, providing the manner of distribution and sale, and making an appropriation therefor.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and indefinitely postponed House File No. 490, a bill for an act amending Sections Twenty-one Hundred and Sixteen (2116) of the Code, relating to the duties of railroads as to furnishing transportation.

GEO. A. NEWMAN,  
*Secretary.*

## CONSIDERATION OF BILLS.

Unanimous consent having been given, on motion of Paul of Jones, Senate File No. 339, a bill for an act to amend Section Fifty-six Hundred and Sixty-three (5663) of the Code as it appears in the section of said number in the Supplement to the Code, relative to the number of guards in the State penitentiaries, was taken up and considered.

Mr. Paul moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Beery, Bergeson, Bixby, Bonwell, Brandes, Clary, Conn, Corrie, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Felt, Fenn, Flugum, Fox, Grier, Hackler, Hambleton, Harding, Hume, Inman, Jones, Kelley, Kendall, Koontz, McElrath, Mann, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Reitz, Ritter, Smith, Sparks, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swift, Webster, Weeks, Welden, Wilson, Mr. Speaker—59.

The nays were:

Baird, Cassady, Greenwood, Heles, Hickey, Price, Schoenberger, Schroeder, Schulte, Teter—10.

Absent or not voting:

Balluff, Bauman, Blackmore, Calkins, Clarke, Cottrell, Darrah, Dodds, Doran, Dow, Drury, Elliott, Feay, Geneva, Hanna, Hanson, Harvey, Holmes, Jewell, Kellogg, Kull, Lee, Lister, Lowrey, McAllister, McDonald, Maben, Marston, Mercer, Miller of Bremer, Offill, Shaffer, Sheldon, Sidey, Swan, Van Houten, White, Wolfe, Youde—39.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, Senate File No. 358, a bill for an act making appropriations for the State University of Iowa, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Mr. Jones moved that the rule be suspended and that the bill

be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Cassady, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Fox, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McAllister, McElrath, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schroeder, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Sullivan, Swan, Swift, Van Houten, Webster, Welden, White, Wilson, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Bonwell, Calkins, Clarke, Conn, Dodds, Doran, Dow, Drury, Dunn, Earle, Feay, Geneva, Greenwood, Hanna, Harvey, Hume, Jewell, Lee, Lister, McDonald, Maben, Mercer, Schoenenberger, Schulte, Sparks, Stillman, Stoltenberg, Teter, Weeks, Wolfe, Youde—31.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, Senate File No. 367, a bill for an act authorizing the Executive Council to install an additional boiler and additional equipment in the power and storage house, and to erect an additional storage house, and to make appropriation therefor, with report of committee recommending passage, was taken up and considered.

Mr. Jones moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Beery, Ber-

geson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie Elliott, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Hickey, Holmes, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, McAllister, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schroeder, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Sullivan, Swan, Van Houten, Webster, Weeks, White, Wilson, Mr. Speaker—73.

The nays were :

None.

Absent or not voting :

Bauman, Calkins, Clarke, Corrie, Dodds, Doran, Dow, Drury, Earle, Feay, Geneva, Hanna, Harding, Harvey, Heles, Hume, Jewell, Lee, Lister, Lowrey, McDonald, McElrath, Maben, Mercer, Miller of Bremer, Price, Schoenenberger, Schulte, Sparks, Stoltenberg, Swift, Teter, Welden, Wolfe, Youde—35.

So the bill passed and the title was agreed to.

Speaker Pro Tempore Hambleton in the chair.

By unanimous consent, on motion of Jones of Montgomery, substitute for Senate File No. 26, a bill for an act to amend Chapter One Hundred and Forty-two (142) of the laws of the Thirty-first General Assembly, and increasing the appropriation for carrying its purpose into effect, with report of committee recommending passage, was taken up and considered.

Mr. Jones moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Conn, Cottrell, Darrah, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Heles,

Hickey, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, McAllister, McElrath, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Paul, Pierce, Reaney, Shaffer, Stewart, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Wolfe, Mr Speaker—68.

The nays were:

Calkins—1.

Absent or not voting:

Baird, Bauman, Clary, Corrie, Dodds, Doran, Dow, Drury, Feay, Geneva, Hanna, Harvey, Holmes, Hume, Jewell, Kull, Lee, Lister, Lowrey, McDonald, Maben, Mercer, Miller of Bremer, Offill, Price, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sheldon, Sidey, Smith, Sparks, Springer, Stillman, Sullivan, Weeks, Youde—39.

So the bill passed and the title was agreed to.

By unanimous consent, on motion of Jones of Montgomery, Senate File No. 357, a bill for an act making appropriations to the Iowa State College of Agriculture and Mechanic Arts, with report of committee recommending passage as amended by substitute, was taken up, considered, and the substitute amendment adopted.

Speaker Kendall in the chair.

Mr. Jones moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clary, Corrie, Cottrell, Darrah, DeMar, Dewell, Dye of Decatur, Dye of Pottawattamie, Feely, Felt, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Hickey, Hume, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, McAllister, McElrath, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Sullivan, Swan, Swift, Van Houten, Webster, Weeks, Welden, White, Wilson, Mr. Speaker—78.

The nays were:

None.

Absent or not voting:

Bauman, Calkins, Clarke, Conn, Dodds, Doran, Dow, Drury, Dunn, Earle, Elliott, Feay, Geneva, Hanna, Harvey, Heles, Holmes, Jewell, Lister, Lowrey, McDonald, Maben, Mercer, Miller of Bremer, Sparks, Springer, Stoltenberg, Teter, Wolfe, Youde—30.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, Senate File No. 360, a bill for an act making appropriations for the construction, repair, improvement and contingent funds for State hospitals, penitentiaries, industrial schools, Institution for Feeble-Minded, College for Blind, School for Deaf, Iowa Soldiers' Home, Iowa Soldiers' Orphans' Home, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Mr. Jones moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lister, Lowrey, McAllister, McElrath, Mann, Marston, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Mr. Speaker—82.

The nays were:

Calkins—1.

Absent or not voting:

Bergeson, Cassady, Clarke, Corrie, Dodds, Doran, Dow, Drury, Dunn, Feay, Flugum, Hanna, Harvey, Jewell, McDonald, McElrath, Mason, Mercer, Schoenenberger, Schroeder, Sparks, Stewart, Stoltenberg, Wolfe, Youde—25.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, Senate Joint Resolution No. 6, joint resolution fixing the number and compensation of employes in the Department of State at the seat of government, was taken up and considered.

SENATE JOINT RESOLUTION NO. 6.

JOINT RESOLUTION fixing the number and compensation of employes in the Department of State at the seat of Government.

*Be It Resolved by the General Assembly of the State of Iowa:*

Until July 1, 1909, the number of employes for the various offices at the seat of government, unless otherwise provided by law, shall at no time exceed the number named herein, and their compensation shall be amounts herein fixed:

FOR THE OFFICE OF THE ATTORNEY-GENERAL.

|                                                                          |         |
|--------------------------------------------------------------------------|---------|
| One assistant to the Attorney-General.....                               | \$1,800 |
| One stenographer at a salary of.....                                     | 900     |
| Additional assistance and contingent fund not to exceed the sum of ..... | 3,000   |

FOR THE OFFICE OF AUDITOR OF STATE.

|                                                                                                                                                                                                                                                                                          |         |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| One chief clerk in the insurance department at a salary of .....                                                                                                                                                                                                                         | \$1,000 |
| One securities clerk in the insurance department, who shall give bond, at a salary of.....                                                                                                                                                                                               | 1,500   |
| One fees clerk in the insurance department, who shall give bond, at a salary of.....                                                                                                                                                                                                     | 1,400   |
| Extra clerical assistance in the insurance department not to exceed the sum of.....                                                                                                                                                                                                      | 1,500   |
| One chief clerk in the revenue department at a salary of .....                                                                                                                                                                                                                           | 1,500   |
| One chief clerk in the banking department at a salary of .....                                                                                                                                                                                                                           | 1,500   |
| One assistant clerk in the banking department at a salary of .....                                                                                                                                                                                                                       | 1,000   |
| Extra clerical assistance in the banking and revenue departments, expense in adjusting accounts between the State and counties, expense in attending meetings of the Insurance Commissioners, and such other expenses as shall be approved by the Executive Council, not to exceed ..... | 1,800   |

|                                                                                                                                                                          |       |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|
| Two stenographers at salaries, each of.....                                                                                                                              | 900   |
| One janitor at a salary of .....                                                                                                                                         | 840   |
| One chief clerk in the department of municipal accounting .....                                                                                                          | 1,500 |
| Two clerks in the department of municipal accounting at .....                                                                                                            | 1,500 |
| Two clerk in the department of municipal accounting at salaries, each, of, .....                                                                                         | 900   |
| Extra clerical assistance and such other expenses as shall be approved by the Executive Council in the department of municipal accounting not to exceed the sum of ..... | 700   |

## FOR THE OFFICE OF THE CLERK OF THE SUPREME COURT.

|                                                                                                                                                 |         |
|-------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| One clerk at a salary of .....                                                                                                                  | \$1,200 |
| Additional clerical assistance not to exceed.....                                                                                               | 900     |
| One messenger, who shall perform such duties about his office and for the Supreme Court room proper as the clerk may order, at a salary of..... | 840     |

## FOR THE OFFICE OF GOVERNOR.

|                                                                         |         |
|-------------------------------------------------------------------------|---------|
| One pardon and notarial clerk at a salary of.....                       | \$1,200 |
| One requisition clerk at a salary of.....                               | 1,300   |
| One general clerk at a salary of .....                                  | 900     |
| One general clerk and stenographer at a salary of..                     | 900     |
| One messenger and usher, who shall act as janitor, at a salary of ..... | 900     |

## FOR THE STATE LIBRARIAN'S OFFICE.

|                                                      |         |
|------------------------------------------------------|---------|
| One cataloguer at a salary of .....                  | \$1,000 |
| One stenographer and bookkeeper at a salary of....   | 900     |
| One janitor at a salary of .....                     | 840     |
| Assistant help in janitor service not to exceed..... | 400     |

## FOR THE OFFICE OF RAILROAD COMMISSIONERS.

|                                                  |         |
|--------------------------------------------------|---------|
| One clerk at a salary of.....                    | \$1,200 |
| One stenographer at a salary of.....             | 900     |
| For extra clerical assistance not to exceed..... | 900     |

## FOR THE OFFICE OF SECRETARY OF STATE.

|                                                                                                          |         |
|----------------------------------------------------------------------------------------------------------|---------|
| One chief clerk (who shall give bond) at a salary of..                                                   | \$1,500 |
| One corporation clerk at a salary of.....                                                                | 1,200   |
| One assistant corporation clerk at a salary of....                                                       | 1,200   |
| One stenographer at a salary of.....                                                                     | 900     |
| One librarian of document department at a salary of                                                      | 1,200   |
| One document clerk and accountant for storage building not to exceed .....                               | 1,200   |
| Shipping help and cataloging in storage building and for additional clerical assistance not to exceed... | 2,000   |

Indexing vaults, if supplied with steel cases as contemplated, not to exceed ..... 600  
 One janitor and messenger at a salary of..... 900

FOR THE OFFICE OF SUPERINTENDENT OF PUBLIC INSTRUCTION.

One stenographer at a salary of.....\$ 900  
 One janitor at a salary of..... 840  
 For extra clerical assistance, not to exceed..... 500

FOR THE SUPREME COURT ROOMS.

One bailiff, who shall also act as messenger and perform such other duties as the Supreme Court may order, at a salary of.....\$ 900  
 For stenographic and messenger service not to exceed ..... 5,400

FOR THE OFFICE OF TREASURER OF STATE.

One cashier (who shall give bond) at a salary of..\$1,500  
 One bookkeeper at a salary of ..... 1,200  
 One general clerk at a salary of ..... 900  
 One stenographer at a salary of..... 900  
 One watchman, who shall be janitor, at a salary of. 840  
 For additional clerical assistance not to exceed.... 500

FOR THE HISTORICAL DEPARTMENT.

Assistant curator at a salary of.....\$1,200  
 Second assistant curator, clerk and stenographer at a salary of ..... 1,000  
 One museum curator at a salary of ..... 1,000  
 Two janitors for the historical building at salaries, each, of ..... 840  
 One night watchman at a salary of ..... 840

FOR THE EXECUTIVE COUNCIL.

One secretary at a salary of.....\$1,800  
 One clerk at a salary of ..... 1,500  
 One clerk at a salary of ..... 1,000  
 One postmaster at a salary of ..... 1,000  
 One mail carrier with team and wagon, who shall also act as janitor for the secretary of the Executive Council and supply room, at a salary of..... 1,120  
 For additional clerical assistance not to exceed.... 1,800

FOR THE BOARD OF CONTROL.

One chief accountant at a salary of not to exceed..\$1,800  
 One storekeeper and clerk at a salary of not to exceed ..... 900

|                                                                            |       |
|----------------------------------------------------------------------------|-------|
| One estimate clerk at a salary of not to exceed....                        | 900   |
| Four stenographers and clerks at salaries, each, of<br>not to exceed ..... | 900   |
| One clerk and janitor at a salary of not to exceed..                       | 840   |
| For extra clerical assistance not to exceed.....                           | 3,000 |

## FOR THE DEPARTMENT OF GEOLOGICAL SURVEY.

|                                             |         |
|---------------------------------------------|---------|
| One secretary and clerk at a salary of..... | \$1,100 |
|---------------------------------------------|---------|

## FOR THE WEATHER AND CROP SERVICE.

|                                        |         |
|----------------------------------------|---------|
| Director's salary .....                | \$1,500 |
| Clerical assistance not to exceed..... | 720     |

## FOR THE OFFICE OF STATE MINE INSPECTOR.

|                                |         |
|--------------------------------|---------|
| One clerk at a salary of ..... | \$1,000 |
|--------------------------------|---------|

## FOR THE OFFICE OF THE STATE BOARD OF HEALTH.

|                                                      |        |
|------------------------------------------------------|--------|
| One clerk and stenographer at a salary of.....       | \$ 900 |
| Extra clerical assistance not to exceed the sum of.. | 900    |

## FOR THE OFFICE OF SUPREME COURT REPORTER.

|                                             |        |
|---------------------------------------------|--------|
| One clerk at a salary of not to exceed..... | \$ 720 |
|---------------------------------------------|--------|

## FOR THE OFFICE OF THE LIBRARY COMMISSION.

|                                                                                        |         |
|----------------------------------------------------------------------------------------|---------|
| One secretary at a salary of.....                                                      | \$1,600 |
| One librarian (traveling library) at a salary of ..                                    | 900     |
| One library organizer at a salary of.....                                              | 720     |
| One clerk and general assistant at a salary of.....                                    | 720     |
| For extra help as needed, including service of ship-<br>ping clerk, not to exceed..... | 840     |

## FOR THE OFFICE OF THE STATE PHARMACY COMMISSION.

|                                                  |         |
|--------------------------------------------------|---------|
| One secretary at a salary of.....                | \$1,500 |
| For extra clerical assistance not to exceed..... | 130     |

## FOR THE OFFICE OF THE FOOD AND DAIRY COMMISSIONER.

|                                                                                                                                                                                           |         |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| One clerk at a salary of.....                                                                                                                                                             | \$1,000 |
| One clerk at a salary of.....                                                                                                                                                             | 900     |
| For the offices of the Department of Agriculture<br>(Agricultural Society) and State Board of<br>Health there shall be one janitor, to be selected<br>by them, at a salary of.....        | 840     |
| For the offices of the Pharmacy Department, Dairy<br>Department, Mining Inspector and Labor Bureau<br>there shall be one janitor, to be selected by the<br>custodian, at a salary of..... | 840     |
| For the offices of the Adjutant-General, G. A. R. De-                                                                                                                                     |         |

partment and Geological Survey there shall be one janitor, selected by them, at a salary of . . . . . 840

For the offices of the Railroad Commissioners, Horticultural Department and Attorney-General there shall be one janitor, selected by them, at a salary of . . . . . 840

For the offices of the Library Commission, and for the Miscellaneous Department of the State Library, there shall be one janitor, selected by them, at a salary of . . . . . 840

The last five janitors shall be upon the custodian's pay roll.

TO BE EMPLOYED BY THE CUSTODIAN OF PUBLIC BUILDINGS AND PROPERTY.

One chief engineer at a salary of not to exceed . . . \$1,500

One first assistant engineer at a salary of not to exceed . . . . . 1,200

One second assistant engineer at a salary of not to exceed . . . . . 1,000

One electrician and machinist at a salary of not to exceed . . . . . 1,200

One carpenter at a salary of not to exceed . . . . . 1,200

One chief of police at a salary of . . . . . 900

Two night watchmen at salaries, each, of . . . . . 900

Necessary firemen (estimated at an average of seven) at salaries, each, of . . . . . 840

Eight floor janitors at salaries, each, of . . . . . 840

One storage building janitor at a salary of . . . . . 840

One janitress, to have charge of the ladies' toilet rooms, at a salary of . . . . . 840

One elevator tender at a salary of . . . . . 840

Allowance for washing towels, not to exceed . . . . . 200

One florist for six months at a salary of not to exceed \$70 per month, or total of . . . . . 420

Two yard men for six months at salaries, each, of \$60 per month, or a total of . . . . . 720

Extra help as may be needed, not to exceed . . . . . 720

FOR THE BOARD OF PAROLE.

One secretary at a salary of . . . . . \$1,600

One clerk and stenographer at a salary of . . . . . 900

FOR THE BUREAU OF LABOR STATISTICS.

One clerk and statistician at a salary of . . . . . \$ 900

The janitors employed in the Capitol under the provisions of this resolution shall at all times be subject to the orders of the custodian to perform any additional service by way of rendering assistance to the State House engineers, carpenter, supply, department, historical

department, or any other labor that may be necessary about the Capitol or upon the Capitol grounds, at such hours as they are not necessarily employed in their regular janitor work, and it shall be the duty of the custodian to assign such janitors to any such extra service, and he may discharge any janitor for incompetency, neglect of duty or insubordination.

All clerks, janitors and other employes in the departments named in this resolution shall be under the control of the head of the department and may by him be transferred to such work as he shall direct in assisting other clerks or elsewhere in the different branches of the service of the department.

Any head of a department may at any time discharge any clerk or other employe in such department for negligence of duty, insubordination or incapacity.

Moore of Linn moved that Senate Joint Resolution No. 6 be printed in the Journal and consideration thereof be deferred until tomorrow.

Motion lost.

Senate Joint Resolution No. 6 read first and second time.

Moore of Linn moved to amend Senate Joint Resolution No. 6 by striking out the figures "5,400" following the words "for stenographic and messenger service not to exceed" as it appears in said resolution as printed in the Journal under the head "For the Supreme Court rooms," and to insert the figures "2,000" in lieu thereof.

Amendment lost.

Smith of Wright moved to amend Senate Joint Resolution No. 6 in the section relating to the office of the Treasurer of State, in the line referring to the general clerk in that department, by striking out the figures "\$900" and inserting in lieu thereof the figures "\$1,200."

Amendment lost.

Bauman of Van Buren moved to amend Senate Joint Resolution No. 6 as printed in the Senate Journal by inserting between the word "curator" and "at" in the third line under the heading "For the Historical Department," the words "who shall devote himself exclusively to the duties of the office."

Amendment adopted.

Geneva of Keokuk moved to amend Senate Joint Resolution No. 6 as printed in the Senate Journal by striking out the figures "\$1,800" following the line "For additional clerical assistance not to exceed" under the heading "For the Executive Council," and to insert the figures "\$1,200" in lieu thereof.

Amendment adopted.

Van Houten of Taylor moved to amend Senate Joint Resolution No. 6 by inserting after the paragraph relating to the office of State Mine Inspector the following: "For the office of the State Horticultural Society and State Forestry Commissioner, one clerk and stenographer at a salary not to exceed Nine Hundred (\$900) Dollars."

Amendment lost.

Jones of Montgomery moved to amend Senate Joint Resolution No. 6 by striking out the figures "\$1,120" following the lines "One mail carrier with team and wagon, who shall also act as janitor for the secretary of the Executive Council and supply room, at a salary of . . . ." under the heading, "For the Executive Council," and inserting the figures "\$1,000" in lieu thereof.

Amendment adopted.

Miller of Bremer moved to amend Senate Joint Resolution No. 6 by striking out the words and figures "extra clerical assistance not to exceed the sum of \$900," as it appears under the heading, "For the Office of the State Board of Health."

Roll call demanded.

On the question, "Shall the amendment be adopted?"

The yeas were:

Baird, Balluff, Calkins, DeMar, Dye of Pottawattamie, Earle, Geneva, Hambleton, Heles, Hickey, Hume, Kendall, Kull, McAllister, Miller of Bremer, Miller of Dubuque, Moore, Pierce, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sidey, Sparks, Stewart, Sullivan, Swan, Swift, Teter, Mr. Speaker—31.

The nays were:

Allred, Anderson, Cottrell, Bascom, Bauman, Bixby, Blackmore, Bonwell, Brandes, Clarke, Clary, Corrie, Darrah, Dewell, Dow, Dunn, Dye of Decatur, Elliott, Feely, Felt, Flugum, Fox, Holmes, Inman, Jones, Kelley, Koontz, McElrath, Mann, Marston, Mason, Meredith, Morris, Nix, Ofill, Paul, Price, Reaney, Shaffer, Smith, Stillman, Stoltenberg, Van Houten, Weeks, White, Wilson, Wolfe—48.

Absent or not voting:

Arney, Beery, Bergeson, Cassady, Conn, Dodds, Doran, Drury,

Feay, Fenn, Greenwood, Grier, Hackler, Hanna, Harding, Harvey, Jewell, Kellogg, Lee, Lister, Lowrey, McDonald, Maben, Mercer, Sheldon, Springer, Webster, Welden, Youde—29.

So the amendment was lost.

Meredith of Cass moved to amend Senate Joint Resolution No. 6 by striking out the figures "900" following the words "two night watchmen at salaries each of" under the heading "to be employed by the custodian of public buildings and property" and inserting the figures "1,020" in lieu thereof.

Amendment lost.

Holmes of Kossuth moved to amend Senate Joint Resolution No. 6 by striking out the figures "900" appearing after the words "one clerk and statistician at as salary of" under the heading "For the Bureau of Labor Statistics" and inserting the figures "1,000" in lieu thereof.

Amendment lost.

Miller of Bremer moved to amend Senate Joint Resolution No. 6 with reference to the Bureau of Labor Statistics by adding the following: "For extraordinary railroad fare and expenses \$100.00."

"The amount last therein named to become available after the Labor Commissioner has reimbursed a certain railroad company for certain money due it on account of his riding on a borrowed pass."

Amendment lost.

Paul of Jones moved to amend Senate Joint Resolution No. 6 by striking out the words "For the Board of Parole, one secretary at a salary of \$1,600, one clerk and stenographer at a salary of \$900."

Amendment adopted.

Moore of Linn moved to amend Senate Joint Resolution No. 6 by striking out the figures "840" wherever they appear in the joint resolution as the salary of janitor or janitress and inserting the figures "780" in lieu thereof.

Amendment adopted.

Jones of Montgomery moved to amend Senate Joint Resolution

No. 6 by striking out the words "and notarial" in the first line of the section pertaining to the office of Governor; also to strike out the words "general clerk" in the fourth line of said section and inserting in lieu thereof the words "notarial clerk."

**Amendments adopted.**

Kull of Howard moved to amend Senate Joint Resolution No. 6 by striking out all after the enacting clause and substituting the following in lieu thereof:

Until July 1, 1909, the number of employes for the various offices at the seat of government, unless otherwise provided by law, shall at no time exceed the number named herein, and their compensation shall be amounts herein fixed:

**FOR THE OFFICE OF THE ATTORNEY-GENERAL.**

|                                                                         | Per Annum. |
|-------------------------------------------------------------------------|------------|
| One assistant to the Attorney-General.....                              | \$1,800    |
| One stenographer at a salary of.....                                    | 900        |
| Additional assistance and contingent fund not to exceed the sum of..... | 1,200      |

**FOR THE OFFICE OF THE AUDITOR OF STATE.**

|                                                                                                                                                                                                                                                                                         |       |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------|
| One chief clerk in the insurance department at a salary of .....                                                                                                                                                                                                                        | 1,800 |
| One securities clerk in the insurance department, who shall give bond, at a salary of.....                                                                                                                                                                                              | 1,500 |
| One fees clerk in the insurance department, who shall give bond, at a salary of .....                                                                                                                                                                                                   | 1,400 |
| Extra clerical assistance in the insurance department not to exceed the sum of.....                                                                                                                                                                                                     | 1,000 |
| One chief clerk in the revenue department at a salary of .....                                                                                                                                                                                                                          | 1,500 |
| One chief clerk in the banking department at a salary of .....                                                                                                                                                                                                                          | 1,500 |
| One assistant clerk in the banking department at a salary of .....                                                                                                                                                                                                                      | 1,000 |
| Extra clerical assistance in the banking and revenue departments, expense in adjusting accounts between the State and counties, expense in attending meetings of the Insurance Commissioners, and such other expenses as shall be approved by the Executive Council, not to exceed..... | 1,500 |
| Two stenographers at salaries, each, of.....                                                                                                                                                                                                                                            | 900   |
| One janitor at a salary of .....                                                                                                                                                                                                                                                        | 720   |
| One chief clerk in the department of municipal accounting .....                                                                                                                                                                                                                         | 1,500 |
| Two clerks in the department of municipal accounting at .....                                                                                                                                                                                                                           | 1,500 |

|                                                                                                                                                                          |     |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----|
| Two clerks in the department of municipal accounting at salaries, each, of.....                                                                                          | 900 |
| Extra clerical assistance and such other expenses as shall be approved by the Executive Council in the department of municipal accounting not to exceed the sum of ..... | 700 |

## FOR THE OFFICE OF THE CLERK OF THE SUPREME COURT.

|                                                                                                                                                 |         |
|-------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| One clerk at a salary of .....                                                                                                                  | \$1,200 |
| Additional clerical assistance not to exceed.....                                                                                               | 900     |
| One messenger, who shall perform such duties about his office and for the Supreme Court room proper as the clerk may order, at a salary of..... | 720     |

## FOR THE OFFICE OF GOVERNOR.

|                                                                         |         |
|-------------------------------------------------------------------------|---------|
| One pardon and notarial clerk at a salary of.....                       | \$1,200 |
| One requisition clerk at a salary of.....                               | 1,200   |
| One general clerk at a salary of.....                                   | 900     |
| One general clerk and stenographer at a salary of..                     | 900     |
| One messenger and usher, who shall act as janitor, at a salary of ..... | 900     |

## FOR THE STATE LIBRARIAN'S OFFICE.

|                                                      |         |
|------------------------------------------------------|---------|
| One legislative and reference assistant .....        | \$1,000 |
| One cataloguer at a salary of.....                   | 1,000   |
| One stenographer and bookkeeper at a salary of....   | 900     |
| One janitor at a salary of .....                     | 720     |
| Assistant help in janitor service not to exceed..... | 400     |

## FOR THE OFFICE OF RAILROAD COMMISSIONERS.

|                                                        |         |
|--------------------------------------------------------|---------|
| One chief clerk, who shall give bond, at a salary of.. | \$1,500 |
| One stenographer at a salary of .....                  | 900     |
| For extra clerical assistance not to exceed.....       | 600     |

## FOR THE OFFICE OF SECRETARY OF STATE.

|                                                                                                        |         |
|--------------------------------------------------------------------------------------------------------|---------|
| One chief clerk (who shall give bond) at a salary of..                                                 | \$1,500 |
| One corporation clerk at a salary of.....                                                              | 1,200   |
| One assistant corporation clerk at a salary of....                                                     | 1,200   |
| One stenographer at a salary of.....                                                                   | 900     |
| One librarian of document department at a salary of                                                    | 1,200   |
| One document clerk and accountant for storage building, not to exceed.....                             | 1,200   |
| Shipping help and cataloging in storage building and for additional clerical assistance, not to exceed | 2,000   |
| Indexing vaults, if supplied with steel cases as contemplated, not to exceed .....                     | 600     |
| One janitor and messenger at a salary of.....                                                          | 900     |

## FOR THE OFFICE OF SUPERINTENDENT OF PUBLIC INSTRUCTION.

|                                                   |        |
|---------------------------------------------------|--------|
| One stenographer at a salary of.....              | \$ 900 |
| One janitor at a salary of.....                   | 720    |
| For extra clerical assistance, not to exceed..... | 500    |

## FOR THE SUPREME COURT ROOMS.

|                                                                                                                                 |        |
|---------------------------------------------------------------------------------------------------------------------------------|--------|
| One bailiff, who shall also act as messenger and perform such other duties as the Supreme Court may order, at a salary of ..... | \$ 780 |
| For stenographic and messenger service not to exceed .....                                                                      | 5,400  |

## FOR THE OFFICE OF TREASURER OF STATE.

|                                                      |         |
|------------------------------------------------------|---------|
| One cashier, who shall give bond, at a salary of...  | \$1,500 |
| One bookkeeper at a salary of .....                  | 1,200   |
| One general clerk at a salary of.....                | 900     |
| One stenographer at a salary of .....                | 900     |
| One watchman, who shall be janitor, at a salary of.  | 780     |
| For additional clerical assistance not to exceed.... | 500     |

## FOR THE HISTORICAL DEPARTMENT.

|                                                                       |         |
|-----------------------------------------------------------------------|---------|
| One assistant to the curator.....                                     | \$1,200 |
| Assistant curator at a salary of.....                                 | 1,200   |
| Second assistant curator, clerk and stenographer at a salary of ..... | 1,000   |
| One museum curator at a salary of .....                               | 1,000   |
| Two janitors for the historical building at salaries, each, of .....  | 720     |
| One night watchman at a salary of .....                               | 720     |

## FOR THE EXECUTIVE COUNCIL.

|                                                                                                                                                     |         |
|-----------------------------------------------------------------------------------------------------------------------------------------------------|---------|
| One secretary at a salary of .....                                                                                                                  | \$1,800 |
| One clerk at a salary of.....                                                                                                                       | 1,400   |
| One clerk at a salary of.....                                                                                                                       | 1,000   |
| One postmaster at a salary of .....                                                                                                                 | 1,000   |
| One mail carrier with team and wagon, who shall also act as janitor for the secretary of the Executive Council and supply room, at a salary of..... | 1,000   |
| For additional clerical assistance not to exceed....                                                                                                | 1,200   |

## FOR THE BOARD OF CONTROL.

|                                                                         |         |
|-------------------------------------------------------------------------|---------|
| One chief accountant at a salary of not to exceed..                     | \$1,800 |
| One storekeeper and clerk at a salary of not to exceed .....            | 900     |
| One estimate clerk at a salary of not to exceed....                     | 900     |
| Four stenographers and clerks at salaries, each, of not to exceed ..... | 900     |
| One clerk and janitor at a salary of not to exceed..                    | 780     |
| For extra clerical assistance not to exceed.....                        | 2,500   |

## FOR THE DEPARTMENT OF GEOLOGICAL SURVEY.

One secretary and clerk at a salary of.....\$1,000

## FOR WEATHER AND CROP SERVICE.

Director's salary .....\$1,500

Clerical assistance not to exceed..... 720

## FOR THE OFFICE OF THE STATE MINE INSPECTOR.

One clerk at a salary of.....\$ 900

## FOR THE OFFICE OF THE STATE BOARD OF HEALTH.

One clerk and stenographer at a salary of.....\$ 900

Extra clerical assistance not to exceed the sum of.. 720

## FOR THE OFFICE OF SUPREME COURT REPORTER.

One clerk at a salary of not to exceed.....\$ 720

## FOR THE OFFICE OF THE LIBRARY COMMISSION.

One secretary at a salary of.....\$1,600

One librarian (traveling library) at a salary of.. 900

One library organizer at a salary of..... 720

One clerk and general assistant at a salary of..... 600

For extra help as needed, including service of shipping clerk, not to exceed..... 720

## FOR THE OFFICE OF THE STATE PHARMACY COMMISSION.

One secretary at a salary of.....\$1,500

For extra clerical assistance not to exceed..... 130

## FOR THE OFFICE OF THE FOOD AND DAIRY COMMISSIONER.

For one clerk at a salary of.....\$1,000

For one clerk at a salary of..... 900

For the offices of the Department of Agriculture (Agricultural Society) and State Board of Health there shall be one janitor, to be selected by them, at a salary of..... 720

For the offices of the Pharmacy Department, Dairy Department, Mining Inspector and Labor Bureau there shall be one janitor, to be selected by the custodian, at a salary of ..... 720

For the offices of the Adjutant-General, G. A. R. Department and Geological Survey there shall be one janitor, selected by them, at a salary of.... 720

For the office of the Railroad Commissioners, Horticultural Department and Attorney-General there shall be one janitor, selected by them, at a salary of ..... 720

For the offices of the Library Commission, and for the Miscellaneous Department of the State Li-

brary, there shall be one janitor, selected by them,  
 at a salary of ..... 780  
 The last five janitors shall be upon the custodian's  
 pay roll.

TO BE EMPLOYED BY THE CUSTODIAN OF PUBLIC BUILDINGS AND PROPERTY.

|                                                                                          |         |
|------------------------------------------------------------------------------------------|---------|
| One chief engineer at a salary of not to exceed....                                      | \$1,500 |
| One first assistant engineer at a salary of not to exceed .....                          | 1,200   |
| One second assistant engineer at a salary of not to exceed .....                         | 1,000   |
| One electrician and machinist at a salary of not to exceed .....                         | 1,200   |
| One carpenter at a salary of not to exceed.....                                          | 1,000   |
| One chief of police at a salary of.....                                                  | 900     |
| Two night watchmen at salaries, each, of.....                                            | 900     |
| Necessary firemen (estimated at an average of seven) at salaries, each, of.....          | 780     |
| Eight floor janitors at salaries, each, of.....                                          | 720     |
| For the office of the Railroad Commissioners, Horti-                                     |         |
| One storage building janitor at a salary of.....                                         | 720     |
| One janitress, to have charge of the ladies' toilet rooms, at a salary of.....           | 780     |
| One elevator tender at a salary of.....                                                  | 780     |
| Allowance for washing towels, not to exceed....                                          | 170     |
| One florist for six months at a salary of not to exceed \$70 per month, or total of..... | 420     |
| Two yard men for six months at salaries, each, of \$60 per month, or a total of.....     | 720     |
| Extra help as may be needed, not to exceed....                                           | 670     |

FOR THE BUREAU OF LABOR STATISTICS.

|                                                |        |
|------------------------------------------------|--------|
| One clerk and statistician at a salary of..... | \$ 900 |
|------------------------------------------------|--------|

The janitors employed in the Capitol under the provisions of this resolution shall at all times be subject to the orders of the custodian to perform any additional service by way of rendering assistance to the State House engineers, carpenter, supply department, historical department, or any other labor that may be necessary about the Capitol or upon the Capitol grounds, at such hours as they are not necessarily employed in their regular janitor work, and it shall be the duty of the custodian to assign such janitors to any such extra service, and he may discharge any janitor for incompetency, neglect of duty or insubordination.

All clerks, janitors and other employes in the departments named in this resolution shall be under the control of the head of the department and may be by him transferred to such work as he shall direct in assisting other clerks or elsewhere in the different branches of the service of the department.

Any head of a department may at any time discharge any clerk or other employe in such department for negligence of duty, insubordination or incapacity.

Amendment lost.

Geneva of Keokuk moved to amend Senate Joint Resolution No. 6 in the section pertaining to providing help for the Attorney-General by striking out of the last line the figures "\$3,000", and inserting in lieu thereof the figures "\$1,800".

Amendment lost.

Jones of Montgomery moved that the rule be suspended and that the Senate joint resolution be read a third time now, which motion prevailed unanimously, and the Senate joint resolution was read a third time.

On the question, "Shall the Senate joint resolution pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clarke, Conn, Corrie, Darrah, DeMar, Dow, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Fox, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, McAllister, McElrath, Mann, Marston, Mason, Meredith, Moore, Morris, Nix, Ofill, Paul, Pierce, Price, Reaney, Schoenenberger, Schroeder, Shaffer, Sheldon, Sidey, Smith, Sparks, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—79.

The nays were:

Calkins, Geneva, Kull, Ritter—4.

Absent or not voting:

Clary, Cottrell, Dewell, Dodds, Doran, Drury, Dunn, Feay, Greenwood, Hanna, Harvey, Jewell, Lee, Lister, Lowrey, McDonald, Maben, Mercer, Miller of Bremer, Miller of Dubuque, Reitz, Schulte, Springer, Stillman, Youde—25.

So Senate Joint Resolution No. 6 passed and the title was agreed to.

#### EXPLANATION OF VOTE.

The following explanation of vote was filed:

My reason for not voting for Joint Resolution No. 6 was that I do

not believe it just and right to raise those officers who are now receiving large salaries and not those employes of the Capitol who are receiving salaries that are not more than sufficient to enable them to pay living expenses.

SIMON MILLER.

Harding of Woodbury moved to reconsider the vote by which Senate File No. 350 failed to pass the House and by which it passed to its third reading.

Motion prevailed, and the bill was declared to be on its second reading.

Mr. Harding moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Clary, Darrah, Dewell, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Geneva, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Hume, Inman, Kelley, Kellogg, Kendall, Koontz, Lee, Lowrey, McElrath, Marston, Mason, Meredith, Miller of Dubuque, Moore, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Shaffer, Sidey, Smith, Sparks, Stewart, Swan, Swift, Teter, Webster, Weeks, Welden, White, Wilson, Mr. Speaker—65.

The nays were:

Baird, Calkins, Corrie, Cottrell, Earle, Felt, Fenn, Greenwood, Jones, Kull, McAllister, Mann, Miller of Bremer, Schoenenberger, Schroeder, Schulte—16.

Absent or not voting:

Clarke, Conn, DeMar, Dodds, Doran, Drury, Feay, Flugum, Fox, Hanna, Harvey, Holmes, Jewell, Lister, McDonald, Maben, Mercer, Morris, Price, Sheldon, Springer, Stillman, Stoltenberg, Sullivan, Van Houten, Wolfe, Youde—27.

So the bill passed and the title was agreed to.

Jones of Montgomery moved to reconsider the vote by which Joint Resolution No. 6 passed the House and by which it passed to its third reading.

Motion prevailed, and the resolution was declared to be on its second reading.

Jones of Montgomery moved to amend Joint Resolution No. 6 by adding to the employes of the State library office: "one legislative and reference assistant at a salary of \$1,000 per annum".

Amendment adopted.

Jones of Montgomery moved that the rule be suspended, that the joint resolution be read a third time now, which motion prevailed, and the joint resolution was read a third time.

On the question, "Shall the joint resolution pass?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dow, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jones, Kelley, Kellogg, Kendall, Koontz, Lowrey, McAllister, Mann, Marston, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Ofill, Paul, Pierce, Reaney, Reitz, Ritter, Schroeder, Schulte, Shaffer, Sidey, Smith, Springer, Stewart, Stillman, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Mr. Speaker—82.

The nays were:

None.

Absent or not voting:

Baird, Clarke, Dodds, Doran, Drury, Feay, Hanna, Harvey, Jewell, Kull, Lee, Lister, McDonald, McElrath, Maben, Mason, Mercer, Morris, Price, Schoenenberger, Sheldon, Sparks, Stoltenberg, Sullivan, Wolfe, Youde—26.

So Senate Joint Resolution No. 6 passed and the title was agreed to.

Speaker announced that as Speaker of the House, in the presence of the House, he had signed House Files No. 315, 350, 414, 446, 476, 483, 491, 231, 407, 455, 463, 464, 470, 477, 484, and Senate Files No. 315, 364, 371, 302, 330, 334, 77, 226, 351, 242, 308, 322, 81, 348, 336.

On motion of Hambleton of Mahaska, the House adjourned until 9 o'clock tomorrow morning.

# JOURNAL OF THE HOUSE

HALL OF THE HOUSE OF REPRESENTATIVES,  
DES MOINES, IOWA, APRIL 9, A. D. 1907.

House met pursuant to adjournment.

Speaker Kendall in the chair.

Prayer was offered by the Rev. Orien W. Fifer of Des Moines.

Journal of Monday, April 8, corrected and approved.

On request, leave of absence was granted Clarke of Jefferson until Wednesday.

## REPORTS OF COMMITTEES.

Jones of Montgomery, from the Committee on Appropriations, submitted the following report:

MR. SPEAKER—Your Committee on Appropriations, to whom was referred substitute for Senate File No. 182, a bill for an act providing for the inside finishing and completion of the Historical, Memorial and Art Building, and making an appropriation 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 do pass.

F. F. JONES,  
*Chairman.*

Adopted.

Conn of Butler, from the Committee on Insurance, submitted the following report:

MR. SPEAKER—Your Committee on Insurance, to whom was referred substitute for Senate File No. 159, a bill for an act to amend Chapter Six (6) of Title Nine (9) of the Code, relating to the distribution of dividends on stock in stock companies writing participating life insurance policies, beg leave to report 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 after Section Two (2) the following:

SEC. 3. No stock life insurance company organized under the laws of any other state or country and authorized to transact business in this State and issuing participating policies to residents of this State, shall from the surplus or earnings of such policies retain for or pay as dividends to its stockholders any greater amount than their proportionate share of such dividends as are permitted under the provisions of Sections One (1) and Two (2) of this act.

And when so amended that the bill do pass.

STANLEY CONN,  
*Chairman.*

Adopted.

Also:

Van Houten of Taylor, from the conference committee on Senate File No. 198, submitted the following report:

MR. SPEAKER—Your conference committee on Senate File No. 198, entitled, a bill for an act to amend Section One (1), Chapter Twenty-one (21) of the acts of the Thirtieth General Assembly, relating to the compensation of County Recorders, report that they have had the same under consideration and beg leave to submit the following report:

We recommend that the Senate recede from its position and that it concur in the amendment of the House, which amendment reads as follows: Amend by striking out the following words in line four of Section One (1): "Fourteen Hundred Dollars (\$1,400)" and insert in lieu thereof the following: "Twelve Hundred Dollars (\$1,200)."

Respectfully submitted,

JOHN L. BLEAKLY,  
JAMES J. CROSSLEY,  
JOHN H. WADE,  
C. E. SAUNDERS,

*Conference Committee on part of the Senate.*

G. H. VAN HOUTEN.  
CURRAN F. SWIFT.  
S. M. CORBIE,

*Conference Committee on part of the House.*

Report adopted.

Speaker Pro Tempore Hambleton in the chair.

Jones of Montgomery presented the following report and moved its adoption:

*To the Honorable Senate and House of Representatives, Thirty-second General Assembly:*

Your committee appointed for the purpose of securing chairs and gavels for the President of the Senate and the Speaker of the House beg leave to report:

That the chair occupied by the President of the Senate and the gavel used by him in presiding over the deliberations of the Senate be presented to him, and that

The chair occupied by the Speaker of the House and the gavel used by him in presiding over the deliberations of the House be presented to him.  
Very respectfully submitted,

F. F. JONES,  
G. H. VAN HOUTEN,  
JOHN C. DEMAR,  
D. W. TURNER,  
J. A. DEARMAND,  
F. M. HOPKINS,

*Committee.*

Report adopted.

Upon the adoption of the report, remarks were made by Jones of Montgomery, DeMar of Davis, Van Houten of Taylor.

Speaker Pro Tempore Hambleton then with a few remarks presented Speaker Kendall with the chair and gavel.

Speaker Kendall responded in feeling words.

#### RESOLUTIONS.

Sullivan of Polk presented the following resolution and moved its adoption:

WHEREAS, This House has just learned of the death of the Hon. Oliver E. Doubleday, a former member of the General Assembly; therefore, be it Resolved, That a committee of three be appointed to draft and present suitable resolutions respecting his memory and services.

Rule suspended and resolution unanimously adopted.

Speaker Pro Tempore Hambleton announced as such committee: Sullivan of Polk, Swift of Shelby, Darrah of Lucas.

Sullivan of Polk presented resolutions of respect to the memory of Hon. Oliver E. Doubleday, who departed this life April 8, 1907, at his home in Elkhart, Iowa, and moved its adoption under suspension of the rule.

Rule suspended and resolutions unanimously adopted by a rising vote.

Speaker Kendall in the chair.

#### MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the President of the Senate appoints as its conference committee on Senate File No. 198, a bill for an act to amend the Code relative to the com-

pensation of County Recorders: Senators Bleakly, Saunders, Crossley, Wade.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the following joint resolution, in which the concurrence of the House is asked:

Senate Joint Resolution No. 8, approving estimates of cost, plans and specifications of buildings to be erected at the State University at Iowa City.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 366, a bill for an act to authorize and empower the Executive Council to redecorate and refinish the Senate chamber and other rooms at the Capitol building.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the report of the joint committee, relative to presenting the Speaker of the House and the President of the Senate with the chair and gavel used by them during the Thirty-second General Assembly of the State of Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the following concurrent resolution, in which the concurrence of the Senate was asked:

Concurrent resolution relative to final adjournment.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

House File No. 374, a bill for an act to amend an act passed by the Thirty-second General Assembly, relative to appropriation for the educational institutions of the State.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the following joint resolution, in which the concurrence of the House is asked:

Senate Joint Resolution No. 7, approving estimates of cost, plans and specifications of an annex to the Hall of Agriculture and authorizing the erection of same.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the report of the conference committee on Senate File No. 162, a bill for an act amending the Code relative to the issuance of an execution when an outstanding execution is lost or destroyed.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 47, a bill for an act amending the Code relative to compensation of Deputy and Assistant Dairy Commissioners.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 357, a bill for an act making appropriations to the Iowa State College of Agriculture and Mechanic Arts.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the report of the conference committee on Senate File No. 198, a bill for an act amending the Code, relating to the compensation of County Recorders.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 360, a bill for an act making appropriations for the construction, repair, improvement and contingent funds for State institutions under the control of the Board of Control.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 489, a bill for an act making provision to pay a deficit in the fund of the State Board of Health bacteriological laboratory at Iowa City.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has concurred in House amendments to Senate File No. 358, a bill for an act making appropriations for the State University of Iowa.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 373, a bill for an act to define the duty of common carriers of freight respecting the speed of cars of live stock.

GEO. A. NEWMAN,  
*Secretary.*

#### CONSIDERATION OF BILLS.

Grier of Poweshiek, from the conference committee on House File No. 379, submitted the following report:

MR. SPEAKER—The undersigned, a conference committee to whom was referred House File No. 379, a bill for an act to prohibit common carriers of passengers from issuing, furnishing or giving free tickets, free passes, free transportation or discriminating reduced rates, except to certain described persons; to prohibit the acceptance or use of such free tickets, free passes, free transportation, or discriminating reduced rates by any except certain described persons; providing a penalty for the violation of the act; also for annual reports and for the repeal of Chapter Ninety (90), laws of the Thirty-first General Assembly, beg leave to report that they have had the same, and all matters upon which no agreement was reached between the House and Senate, under consideration and have agreed that the amendments hereinafter set out to be made to said House File No. 379, and said committee respectfully recommend that said amendments be adopted by both houses.

That the following be adopted as a substitute for the Senate amendments to Section Two (2), to-wit: That Section Two (2) be stricken out and the following be substituted therefor: The persons to whom free tickets, free passes, free transportation and discriminating reduced rates may be issued, furnished, or given are the following, to-wit: (a) The officers, agents, employes, attorneys, physicians, and surgeons of such

common carriers of passengers whose chief and principal occupation is to render service to common carriers of passengers; (b) to the families of the persons included in subdivision "a" hereof; (c) the general officers of any such common carrier; (d) employes on sleeping cars, express cars, and linemen of telegraph and telephone companies, railway mail service employes, postoffice inspectors, customs inspectors and immigration inspectors, newsboys on trains, baggage agents; (e) persons injured in wrecks and physicians and nurses attending such persons; (f) passengers traveling with the object of providing relief in cases of railroad accident, general epidemic, pestilence, or other calamitous visitation; (g) necessary care takers of live stock, vegetables and fruit, including return transportation to forwarding station; (h) the officers, agents or regularly accredited representatives of labor organizations, composed wholly of employees of railway companies; (i) inmates of homes for the reform or rescue of the vicious or unfortunate, including those about to enter and those returning home after discharge, and boards of managers, including officers and superintendents of such homes; (j) superannuated and pensioned employes and members of their families and widows of such members; (k) employes crippled and disabled in the service of a common carrier of passengers; (l) policemen and firemen of any city, wearing the insignia of their office within the limits of such city; (m) ministers of religion, traveling secretaries of Railroad Young Men's Christian Associations, inmates of hospitals and charitable and eleemosynary institutions, and persons exclusively engaged in charitable end eleemosynary work; (n) indigent, destitute and homeless persons, while being transported by charitable societies or hospitals, and necessary agents, employes in such transportation; (o) school children to and from public or parochial schools; (p) the State Fish and Game Warden, and his car and necessary assistants therewith, when engaged in the performance of official duties.

In any prosecution under this act if it is claimed that a free ticket, free pass or other transportation was wrongfully issued or given to physicians or surgeons, attorneys, agents, employes, it shall be incumbent upon the defendant to prove the character of the service rendered or to be rendered.

The provisions of this act shall not be construed to prohibit the interchange of passes for the persons to whom free tickets, free passes, or free transportation may be furnished or given.

Nothing in this act shall operate to repeal the provisions of Section Two Thousand One Hundred Fifty (2150) of the Code so far as said section refers to the members of the National Guard, nor shall it operate to repeal Section Two Thousand One Hundred Fifty-one (2151) of the Code.

Nothing in this act shall be construed to invalidate any existing contract between a street railway company and a city where a condition of a franchise grant requires the furnishing of transportation to policemen, firemen, and city officers, while in the performance of official duties.

That the Senate amendment to Section Four (4) be adopted, the same being as follows: "Amend Section Four (4) by striking out the words 'and the officer, agent, employe or representative, guilty of such

violation shall in addition to the fine,' in lines three and four and inserting in lieu thereof the words 'or in the discretion of the court shall.'"

That the following be adopted as a substitute for Senate amendment to Section Five (5): That Section Five (5) be stricken out and the following substituted therefor: "Every common carrier of passengers within the provisions of this act, shall on or before the first day of February of each year, file with the Executive Council of the State of Iowa a sworn statement showing the names of all persons within this State to whom, during the preceding calendar year, it issued, furnished or gave a free ticket, free pass, free transportation or a discriminating reduced rate, except wage earners of common carriers in their ordinary employment and families of such wage earners, and disclosing such further information as will enable the Council to determine whether the person to whom it was issued was within the exception of this act."

F. M. HOPKINS,  
J. L. WILSON,  
E. W. NEWBERRY,  
GEO. W. DUNHAM,

*Conference Committee on part of the Senate.*

GEO. E. GRIER,  
N. J. LEE,  
CHAS. W. HACKLER,  
F. F. JONES,

*Conference Committee on part of the House.*

Report adopted.

Grier of Poweshiek moved that the House adopt the conference committee amendments to House File No. 379.

On the question, "Shall the House adopt the amendments?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lowrey, McDonald, McElrath, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wolfe, Mr. Speaker—84.

The nays were:

None.

Absent or not voting :

Balluff, Beery, Clarke, Dewell, Dodds, Doran, Dow, Drury, Feay, Felt, Fox, Hanna, Harvey, Kellogg, Koontz, Lister, McAllister, Maben, Mercer, Sheldon, Springer, Weeks, Wilson, Youde—24.

So the amendments were adopted.

Unanimous consent having been given, on motion of Corrie of Ida, Senate File No. 373, a bill for an act to define the duty of common carriers of freight respecting the speed of cars of live stock, conferring additional powers upon the Board of Railroad Commissioners with relation thereto, and providing for the enforcement of the orders, rulings and regulations of the Board, was taken up and considered.

Senate File No. 373 read first and second time.

Mr. Corrie moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Cassady, Conn, Corrie, Cottrell, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hambleton, Hanson, Harding, Heles, Hickey, Hume, Jewell, Jones, Kendall, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Schoenenberger, Schroeder, Schulte, Shaffer, Smith, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Weeks, Welden, Wilson, Mr. Speaker—69.

The nays were :

Stewart—1.

Absent or not voting :

Balluff, Blackmore, Bonwell, Brandes, Calkins, Clarke, Clary, Darrah, Dodds, Doran, Dow, Drury, Earle, Feay, Hackler, Hanna, Harvey, Holmes, Inman, Kelley, Kellogg, Koontz, Lee, Lister, Maben, Mercer, Miller of Bremer, Nix, Ritter, Sheldon, Sidey, Sparks, Springer, Stoltenberg, Webster, White, Wolfe, Youde—38.

So the bill passed and the title was agreed to.

Meredith of Cass moved that Senate File No. 241 be withdrawn from the Committee on Railroads and Commerce and placed upon its passage.

Motion prevailed.

On motion of Meredith of Cass, Senate File No. 241, a bill for an act to amend Section One (1) of Chapter Eighty-nine (89) of the laws of the Thirty-first General Assembly, relating to actions against joint carriers, was taken up and considered.

Mr. Meredith moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Cassady, Conn, Corrie, Cottrell, Darrah, DeMar, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Flugum, Fox, Greenwood, Hackler, Hambleton, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lowrey, McAllister, McDonald, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Weeks, Welden, Wilson, Wolfe, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Balluff, Bonwell, Calkins, Clarke, Clary, Dewell, Dódds, Doran, Dow, Drury, Feay, Felt, Geneva, Grier, Hanna, Hanson, Harding, Harvey, Heles, Holmes, Koontz, Lee, Lister, McElrath, Maben, Mann, Mercer, Miller of Bremer, Price, Sparks, Springer, Webster, White, Youde—34.

So the bill passed and the title was agreed to.

Jones of Montgomery moved to reconsider the vote by which

Senate Joint Resolution No. 6 passed the House and by which it passed to its third reading.

Motion prevailed, and joint resolution was declared to be on its second reading.

Jones of Montgomery moved to amend Senate Joint Resolution No. 6 by striking out the figures "840" following the words "One night watchman at a salary of" under the heading "For the Historical Department" and inserting in lieu thereof the figures "720."

Amendment adopted.

Mr. Jones moved that the rule be suspended, that the joint resolution be considered engrossed and read a third time now, which motion prevailed, and the joint resolution was read a third time.

On the question, "Shall the joint resolution pass?"

The yeas were:

Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Brandes, Calkins, Cassady, Clary, Corrie, Cottrell, Darrah, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hambleton, Hanna, Harding, Heles, Hickey, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schroeder, Schulte, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—77.

The nays were:

Schoenenberger—1.

Absent or not voting:

Allred, Balluff, Beery, Bonwell, Clarke, Conn, DeMar, Dodds, Doran, Dow, Drury, Elliott, Feay, Feely, Grier, Hackler, Hanson, Harvey, Holmes, Lee, Lister, Maben, Mercer, Miller of Bremer, Nix, Shaffer, Sheldon, Springer, Swan, Youde—30.

So Senate Joint Resolution No. 6 passed and the title was agreed to.

On motion of Lee of Emmet, Senate concurrent resolution authorizing and recommending the parole of Jasper Mason was taken up and considered.

Mr. Lee moved that the rule be suspended, that the concurrent resolution be read a third time now, which motion prevailed, and the concurrent resolution was read a third time.

*Be It Resolved by the Senate of the Thirty-second General Assembly of the State of Iowa, the House concurring, That the Governor be and is hereby authorized to grant, and we advise and recommend that he grant a parole to Jasper Mason, now confined in the penitentiary at Anamosa, Iowa, under life sentence from the District Court of Iowa, in and for Dallas county.*

On the question, "Shall the concurrent resolution pass?"

The yeas were:

Allred, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Brandes, Calkins, Cassady, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Koontz, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Ofill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Sparks, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Wolfe, Mr. Speaker—85.

The nays were:

Meredith—1.

Absent or not voting:

Anderson, Bonwell, Clarke, Clary, Dodds, Doran, Dow, Drury, Earle, Feay, Hanson, Harvey, Lister, Maben, Mercer, Moore, Price, Reitz, Sheldon, Springer, Weeks, Youde—22.

So the concurrent resolution passed and the title was agreed to.

On motion of Conn of Butler, substitute for Senate File No. 159, a bill for an act to amend Chapter Six (6) of Title Nine (9) of the Code, relating to the distribution of dividends on stock in

stock companies writing participating life insurance policies, with report of committee recommending passage as amended, was taken up, considered, and the committee amendments adopted.

Mr. Conn moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Bascom, Beery, Bergeson, Bixby, Blackmore, Brandes, Cassady, Clary, Conn, Cottrell, Darrah, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kendall, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Smith, Stewart, Stillman, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, Wilson, Wolfe, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Baird, Balluff, Bauman, Bonwell, Calkins, Clarke, Corrie, Dodds, Doran, Dow, Drury, Earle, Feay, Grier, Hanson, Harvey, Kellogg, Koontz, Lister, Maben, Mercer, Miller of Bremer, Price, Reaney, Sheldon, Sparks, Springer, Stoltenberg, Sullivan, White, Youde—31.

So the bill passed and the title was agreed to.

On motion of Jones of Montgomery, substitute for Senate File No. 182, a bill for an act providing for the inside finishing and completion of the Historical, Memorial and Art building, and making an appropriation therefor, with report of committee recommending passage, was taken up and considered.

Mr. Jones moved that the rule be suspended and that the bill be read a third time now, which motion prevailed, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Corrie, Cottrell, Darrah, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Hackler, Hambleton, Hanna, Harding, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kendall, McAllister, Mann, Marston, Mason, Meredith, Miller of Dubuque, Morris, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sidey, Smith, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Van Houten, Webster, Welden, White, Wilson, Wolfe, Mr. Speaker—71.

The nays were:

Moore, Swift—2.

Absent or not voting:

Clarke, Clary, Conn, Dodds, Doran, Dow, Drury, Earle, Feay, Grier, Hanson, Harvey, Hume, Kelley, Kellogg, Koontz, Kull, Lee, Lister, Lowrey, McDonald, McElrath, Maben, Mercer, Miller of Bremer, Nix, Ofill, Price, Shaffer, Sheldon, Sparks, Springer, Teter, Weeks, Youde—35.

So the bill passed and the title was agreed to.

By unanimous consent, on motion of Jones of Montgomery Senate Joint Resolution No. 8, approving estimates of costs, plans and specifications of buildings to be erected at the State University at Iowa, City, Iowa, was taken up and considered.

Senate Joint Resolution No. 8 read first and second time.

Mr. Jones moved that the rule be suspended, that the joint resolution be read a third time now, which motion prevailed unanimously, and the joint resolution was read a third time.

#### SENATE JOINT RESOLUTION NO. 8.

Approving estimates of cost, plans and specifications of Law building, Physics building, and addition to Engineering building at the State University at Iowa City, Iowa, and authorizing the erection thereof.

WHEREAS, The board of regents of the State University of Iowa City, Iowa, has submitted to the Thirty-second General Assembly of Iowa, estimates of cost, plans and specifications of buildings, to-wit: Law building, Physics building, and addition to Engineering building, to be erected under

the provisions of Chapter One Hundred and Eighty-three (183) of the acts of the Thirty-first General Assembly; and,

WHEREAS, Said estimates of cost, plans and specifications are in every way proper and suitable; therefore,

*Be It Resolved by the General Assembly of the State of Iowa:*

SECTION 1. That the plans and specifications for the erection of a Law building at a cost not to exceed One Hundred and Twenty-five Thousand (\$125,000) Dollars, a Physics building at a cost not to exceed One Hundred and Fifty Thousand (\$150,000) Dollars, and an addition to the Engineering building at a cost not to exceed Sixty Thousand (\$60,000) Dollars, submitted to the General Assembly of Iowa for approval, are hereby approved and the board of regents of the Iowa State University are hereby authorized to erect said buildings thereunder at Iowa City, Iowa, as provided in this resolution.

On the question, "Shall the joint resolution pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Fenn, Flugum, Greenwood, Hambleton, Hanna, Harding, Heles, Hickey, Holmes, Inman, Jewell, Kelley, Kendall, Kull, Lowrey, McAllister, McElrath, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Sheldon, Sidey, Smith, Springer, Stewart, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—77.

The nays were:

None.

Absent or not voting:

Calkins, Cassady, Clarke, Dodds, Doran, Dow, Drury, Earle, Feay, Fox, Geneva, Grier, Hackler, Hanson, Harvey, Hume, Jones, Kellogg, Koontz, Lee, Lister, McDonald, Maben, Mercer, Moore, Price, Shaffer, Sparks, Stillman Stoltenberg, Youde—31.

So Senate Joint Resolution No. 8 passed and the title was agreed to.

By unanimous consent, on motion of Jones of Montgomery, Senate Joint Resolution No. 7, approving estimates of cost, plans and specifications of an annex to the Hall of Agriculture, and authorizing the erection of the same, was taken up and considered.

Mr. Jones moved that the rule be suspended, that the joint resolution be read a third time now, which motion prevailed unanimously, and the joint resolution was read a third time.

SENATE JOINT RESOLUTION NO. 7.

Approving estimates of cost, plans and specifications of an annex to the Hall of Agriculture, an addition to Margaret Hall, a General Engineering Laboratory, and Dairy and Poultry Farm building, and authorizing the erection of said buildings.

WHEREAS, The board of trustees of the Iowa State College of Agriculture and Mechanic Arts has submitted to the Thirty-second General Assembly of the State of Iowa, estimates of cost, plans and specifications of buildings to-wit: An annex to the Hall of Agriculture, an addition to Margaret Hall, a General Engineering Laboratory, and Dairy and Poultry Farm buildings, to be erected under the provision of Chapter One Hundred and Eighty-four (184) of the acts of the Thirty-first General Assembly; and,

WHEREAS, Said estimate of cost, plans and specifications are in every way proper and suitable; therefore,

*Be It Resolved by the General Assembly of the State of Iowa:*

SECTION 1. That the plans and specifications, for the erection of an annex to the Hall of Agriculture at a cost not to exceed Sixty Thousand (\$60,000) Dollars, an addition to Margaret Hall at a cost not to exceed Forty-five Thousand (\$45,000) Dollars, a General Engineering Laboratory at a cost not to exceed Thirty Thousand (\$30,000) Dollars, and a Dairy and Poultry Farm building at a cost not to exceed Eight Thousand (\$8,000) Dollars, submitted to the General Assembly of Iowa for approval, are hereby approved and the board of trustees of the Iowa State College of Agriculture and Mechanic Arts are hereby authorized to erect said buildings thereunder at Ames, Iowa, as provided in this resolution.

On the question, "Shall the joint resolution pass?"

The yeas were:

Allred, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Cassady, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lowrey, McAllister, McDonald, Mann, Marston, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Ofill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Mr. Speaker—80.

The nays were :

None.

Absent or not voting :

Anderson, Arney, Blackmore, Calkins, Clarke, Dodds, Doran, Dow, Drury, Feay, Harvey, Holmes, Hume, Koontz, Lee, Lister, McElrath, Maben, Mason, Mercer, Moore, Price, Reitz, Shaffer, Sheldon, Sparks, Wolfe, Youde—28.

So Joint Resolution No. 7 passed and the title was agreed to.

By unanimous consent, on motion of Jones of Montgomery, Senate File No. 374, a bill for an act to amend an act passed by the Thirty-second General Assembly, entitled "An act making appropriations for the Iowa State College of Agriculture and Mechanic Arts, the State University, and the State Normal School, and known as Senate File No. 77, was taken up and considered.

Senate File No. 374 was read first and second time.

Mr. Jones moved that the rule be suspended, that the bill be read a third time now, which motion prevailed, unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were :

Allred, Anderson, Arney, Baird, Balluff, Bascom, Blackmore, Bonwell, Brandes, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dye of Decatur, Dye of Pottawattamie, Earle, Feely, Felt, Fenn, Flugum, Fox, Geneva, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lowrey, McAllister, McElrath, Maben, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Morris, Nix, Ofill, Paul, Price, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Smith, Springer, Stewart, Stillman, Stoltenberg, Sullivan, Teter, Van Houten, Webster, Weeks, Welten, White, Wilson, Mr. Speaker—73.

The nays were :

None.

Absent or not voting :

Bauman, Beery, Bixby, Calkins, Cassady, Clarke, Clary, Dodds,

Doran, Dow, Drury, Dunn, Elliott, Feay, Greenwood, Hanna, Harvey Hume, Koontz, Lee, Lister, McDonald, Mercer, Moore, Pierce, Reitz, Shaffer, Sheldon, Sidey, Sparks, Swan, Swift, Wolfe, Youde—34.

So the bill passed and the title was agreed to.

By unanimous consent, on motion of Jones of Montgomery, Senate File No. 366, a bill for an act to authorize and empower the Executive Council to redecorate and refinish the Senate chamber at the Capitol building, together with the Lieutenant-Governor's rooms and committee and cloak rooms connected therewith, and to make an appropriation therefor, was taken up and considered.

Senate File No. 366 read first and second time.

Mr. Jones moved that the rule be suspended, that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Arney, Bergeson, Bixby, Blackmore, Bonwell, Cassady, Conn, Corrie, Darrah, Dunn, Dye of Decatur, Dye of Pottawattamie, Feely, Felt, Hackler, Hanson, Harding, Inman, Jewell, Jones, Kelley, Kendall, Lee, Lowrey, McDonald, McElrath, Marston, Mason, Nix, Reaney, Sheldon, Smith, Stewart, Stillman, Sullivan, Van Houten, Weeks, White, Wilson, Mr. Speaker—40.

The nays were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Brandes, Cottrell, DeMar, Dewell, Earle, Elliott, Fenn, Fox, Hambleton, Hickey, Kull, McAllister, Mann, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Offill, Paul, Pierce, Reitz, Ritter, Schoenberger, Schulte, Springer, Stoltenberg, Swan, Teter, Webster, Welden—36.

Absent or not voting:

Beery, Calkins, Clarke, Clary, Dodds, Doran, Dow, Drury, Feay, Flugum, Geneva, Greenwood, Grier, Hanna, Harvey, Heles, Holmes, Hume, Kellogg, Koontz, Lister, Maben, Mercer, Morris, Pierce, Schroeder, Shaffer, Sidey, Sparks, Swift, Wolfe, Youde—32.

So the bill having failed to receive a constitutional majority was declared lost.

Hambleton of Mahaska moved that the Chief Clerk be authorized to correct the House Journal of today.

Motion prevailed.

On request of Meredith of Cass, leave of absence was granted Dow of Franklin.

MESSAGES FROM THE SENATE.

The following messages were received from the Senate:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has adopted the conference committee report and amendments to House File No. 379, a bill for an act relative to free transportation, etc.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 376, a bill for an act to provide for the general levy for State purposes for the years 1907 and 1908.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the Senate was asked:

House File No. 494, a bill for an act passed by the Thirty-second General Assembly, entitled "An act prohibiting the corrupt influencing of agents and officers acting in behalf of the principal in any business transaction."

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has passed the following bill, in which the concurrence of the House is asked:

Senate File No. 375, a bill for an act to make an appropriation for the payment of State and judicial officers, State and other expenses.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the

Senate has refused to concur in House amendments to Senate File No. 159, a bill for an act relative to the distribution of dividends of stock companies writing participating life insurance policies.

GEO. A. NEWMAN,  
*Secretary.*

Also:

MR. SPEAKER—I am directed to inform your honorable body that the Senate has amended and passed the following bill, in which the concurrence of the Senate was asked:

House File No. 475, a bill for an act to amend Section Two Hundred and Eighty-one (281) of the Code, relative to judges not to practice.

GEO. A. NEWMAN,  
*Secretary.*

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Stillman from Greene, 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. 49, a bill for an act providing for a uniform policy to be used by all fire insurance companies doing business in the State of Iowa.

Also:

House File No. 79, a bill for an act providing for the compilation of a roster of Iowa soldiers, sailors and marines in the war with Mexico, and the War of the Rebellion, the Spanish-American and Philippine wars, including military service in the Spirit Lake expedition, and other services against the Indians; providing the manner of its publication, distribution and sale, and making an appropriation therefor.

Also:

House File No. 411, a bill for an act to amend Title Five (5), Chapter Nine (9) of the Code and amendments thereto, relating to Park Commissioners.

Also:

House File No. 489, a bill for an act making provision to pay a deficit in the fund of the State Board of Health bacteriological laboratory at Iowa City.

Also:

House File No. 379, a bill for an act to prohibit common carriers of passengers from issuing, furnishing or giving free tickets, free passes, free transportation or discriminating reduced rates, except to certain described persons; to prohibit the acceptance or use of such free tickets, free passes, free transportation or discriminating reduced rates by any

except certain described persons; providing a penalty for the violation of the act; also for annual reports and for the repeal of Chapter Ninety (90), laws of the Thirty-first General Assembly.

Also:

House File No. 494, a bill for an act amending an act passed by the Thirty-second General Assembly, entitled "An act prohibiting the corrupt influencing of agents, and officers acting in behalf of a principal in any business transaction."

Also:

House File No. 475, a bill for an act to amend Section Two Hundred and Eighty-one (281) of the Code, relative to judges not to practice

PAUL E. STILLMAN,

*Chairman.*

Ordered passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS.

Stillman of Greene, from the Joint Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Joint Committee on Enrolled Bills respectfully report that they have examined, and find correctly enrolled, Senate File No. 367, a bill for an act authorizing the Executive Council to install an additional boiler and additional equipment in the power and storage house, and to erect an additional storage house, and to make appropriation therefor.

Also:

Senate File No. 349, a bill for an act to repeal Section Thirteen Hundred and Forty-six-d (1346-d) of the Supplement to the Code, relating to the assessment of express companies for taxation, and to enact a substitute therefor.

Also:

Senate File No. 227, a bill for an act to prohibit the discharge into the open air of dense smoke within the corporate limits of cities of the first class which may now or hereafter have a population of fifty thousand (50,000), or cities under special charter which now have or may hereafter have a population of fifty thousand (50,000) inhabitants; to declare the discharge into the open air of dense smoke within the corporate limits of such cities a public nuisance, and to provide penalties for the violation and enforcement thereof.

Also:

Senate File No. 339, a bill for an act to amend Section Fifty-six Hundred and Sixty-three (5663) of the Code as it appears in the section of said number in the Supplement to the Code, relative to the number of guards in the State penitentiaries.

Also:

Senate File No. 372, a bill for an act legalizing the acts and proceed-

ings of the city council of the city of Oelwein, Iowa, in purchasing grounds for park and appropriating money from the park fund in partial payment of the same, and any and all acts of the City Treasurer of said city in payment of warrants drawn on the park fund by the City Clerk of said city.

Also:

Senate File No. 198, a bill for an act to amend Section One (1), Chapter Twenty-one (21) of the acts of the Thirtieth General Assembly, relating to the compensation of County Recorders.

Also:

Senate File No. 26, a bill for an act to amend Chapter One Hundred and Forty-two (142), laws of the Thirty-first General Assembly, and increasing the appropriation for carrying its purposes into effect.

Also:

Senate File No. 47, a bill for an act to amend the law as it appears in Chapter Eighty-eight (88), laws of the Thirtieth General Assembly, relating to compensation of Deputy and Assistant Dairy Commissioners.

Also:

Senate File No. 357, a bill for an act making appropriations to the Iowa State College of Agriculture and Mechanic Arts.

Also:

Senate File No. 162, a bill for an act to amend Section Thirty-nine Hundred and Fifty-five (3955) of the Code, and to provide for the issuance of an execution when an outstanding execution is lost or destroyed.

Also:

Senate File No. 358, a bill for an act making appropriations for the State University of Iowa.

Also:

Senate File No. 61, a bill for an act, additional to Title Seven (7), Chapter Two (2) of the Code, authorizing County Treasurers to commence and prosecute ordinary actions at law for the enforcement of tax liens, and the collection of taxes in addition to all the other remedies now provided by law for the collection of taxes and for the issuance of a writ of attachment in certain cases, without bond, for the purpose of enforcing the payment of taxes whether due or not due, and collecting the same.

Also:

Senate File No. 360, a bill for an act making appropriations for the construction, repair, improvement and contingent funds for the State hospitals, penitentiaries, industrial schools, Institution for Feeble-Minded, College for the Blind, School for the Deaf, Iowa Soldiers' Home, Iowa Soldiers' Orphans' Home.

Also:

Senate File No. 350, a bill for an act to amend the law as it appears in Section One (1), Chapter Eighty-five (85), acts of the Thirtieth General Assembly, relating to salary of Commissioner of Bureau of Labor Statistics and his deputy.

Also:

Senate File No. 301, a bill for an act to indemnify C. T. Jones for money paid out by him in contesting a civil action instituted against him by the State of Iowa.

Also:

Senate File No. 373, a bill for an act to define the duty of common carriers of freight, respecting the speed of cars of live stock, conferring additional powers upon the Board of Railroad Commissioners with relation thereto, and providing for the enforcement of the orders, rulings and regulations of the board.

Also:

House File No. 49, a bill for an act providing for a uniform policy to be used by all fire insurance companies doing business in the State of Iowa.

Also:

House File No. 79, a bill for an act providing for the compilation of a roster of Iowa soldiers, sailors and marines in the war with Mexico, and the War of the Rebellion, the Spanish-American and Philippine wars, including military service in the Spirit Lake expedition, and other services against the Indians; providing the manner of its publication, distribution and sale, and making an appropriation therefor.

Also:

House File No. 411, a bill for an act to amend Title Five (5), Chapter Nine (9) of the Code and amendments thereto, relating to Park Commissioners.

Also:

House File No. 489, a bill for an act making provision to pay a deficit in the fund of the State Board of Health bacteriological laboratory at Iowa City.

Also:

House File No. 379, a bill for an act to prohibit common carriers of passengers from issuing, furnishing or giving free tickets, free passes, free transportation or discriminating reduced rates, except to certain described persons; to prohibit the acceptance or use of such free tickets, free passes, free transportation or discriminating reduced rates by any except certain described persons; providing a penalty for the violation of the act; also for annual reports and for the repeal of Chapter Ninety (90), laws of the Thirty-first General Assembly.

Also:

House File No. 494, a bill for an act amending an act passed by the Thirty-second General Assembly, entitled "An act prohibiting the corrupt influencing of agents, and officers acting in behalf of a principal in any business transaction."

Also:

House File No. 475, a bill for an act to amend Section Two Hundred and Eighty-one (281) of the Code, relative to judges not to practice.

Also:

Senate File No. 182, a bill for an act providing for the inside finishing and completion of the historical, memorial and art building, and making an appropriation therefor.

Also:

Senate File No. 241, a bill for an act to amend Section One (1), Chapter Eighty-nine (89) of the laws of the Thirty-first General Assembly, relating to actions against joint carriers.

Also:

Senate File No. 374, a bill for an act to amend an act passed by the Thirty-second General Assembly, entitled "An act making appropriations for the Iowa State College of Agriculture and Mechanic Arts, the State University and the State Normal School," and known as Senate File No. 77.

Also:

Senate File No. 338, a bill for an act for the regulation and taxation of persons who shall maintain an office or place of business where intoxicating liquors are held in store and the purchase price thereof collected for the owner from those not authorized to sell same or from those to whom they have been conditionally sold.

Also:

Joint Resolution No. 7, approving estimates of cost, plans and specifications of an annex to the hall of agriculture, an addition to Margaret hall, a general engineering laboratory, and dairy and poultry farm buildings, and authorizing the erection of said buildings.

Also:

Joint Resolution No. 6, fixing the number and compensation of employes in the Department of State at the seat of government.

Also:

Senate Joint Resolution No. 8, a bill for an act providing estimates of cost, plans and specifications of law building, physics building, and addition to engineering building at the State University at Iowa City, Iowa, and authorizing the erection thereof.

Also:

Senate File No. 159, a bill for an act to amend Chapter Six (6) of

Title Nine (9) of the Code, relating to the distribution of dividends on stock in stock companies writing participating life insurance policies.

Also:

Senate File No. 376, a bill for an act to provide for the general levy for State purposes for the years 1907 and 1908.

Also:

Senate File No. 375, a bill for an act to make appropriations for the payment of State and judicial officers, State and other expenses.

PAUL E. STILLMAN,  
*Chairman House Committee.*

W. B. SEELEY,  
*Chairman Senate Committee.*

Ordered passed on file.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Stillman of Greene, from the Committee on Enrolled Bills, submitted the following report:

MR. SPEAKER—Your Committee on Enrolled Bills respectfully report that they have this day sent to the Governor, for his approval, House File No. 49, a bill for an act providing for a uniform policy to be used by all fire insurance companies doing business in the State of Iowa.

Also:

House File No. 79, a bill for an act providing for the compilation of a roster of Iowa soldiers, sailors and marines in the war with Mexico, and the War of the Rebellion, the Spanish-American and Philippine wars, including military service in the Spirit Lake expedition, and other services against the Indians; providing the manner of its publication, distribution and sale, and making an appropriation therefor.

Also:

House File No. 411, a bill for an act to amend Title Five (5), Chapter Nine (9) of the Code and amendments thereto, relating to Park Commissioners.

Also:

House File No. 489, a bill for an act making provision to pay a deficit in the fund of the State Board of Health bacteriological laboratory at Iowa City.

Also:

House File No. 379, a bill for an act to prohibit common carriers of passengers from issuing, furnishing or giving free tickets, free passes, free transportation or discriminating reduced rates, except to certain described persons; to prohibit the acceptance or use of such free tickets, free passes, free transportation or discriminating reduced rates by any except certain described persons; providing a penalty for the violation of the act; also for annual reports and for the repeal of Chapter Ninety (90), laws of the Thirty-first General Assembly.

Also:

House File No. 494, a bill for an act amending an act passed by the Thirty-second General Assembly, entitled "An act prohibiting the corrupt influencing of agents, and officers acting in behalf of a principal in any business transaction."

Also:

House File No. 475, a bill for an act to amend Section Two Hundred and Eighty-one (281) of the Code, relative to judges not to practice

PAUL E. STILLMAN,  
*Chairman.*

Ordered passed on file.

#### RESOLUTIONS.

Swift of Shelby presented the following resolution and moved that the same be adopted under suspension of the rule:

*Resolved*, That the House of Representatives hereby expresses its thanks to the Hon. N. E. Kendall for the able, conscientious and impartial manner with which he has presided as Speaker over the deliberations of this House.

Rule suspended and the resolution unanimously adopted.

Swift of Shelby presented the following resolution and moved that the same be adopted under suspension of the rule:

*Resolved*, That the thanks of the House are extended to Hon. A. F. N. Hambleton for the satisfactory manner in which he has performed the duties of Speaker Pro Tem. of the House.

Rule suspended and resolution adopted.

Swift of Shelby presented the following resolution and moved that the same be adopted under suspension of the rule:

*Resolved*, That the thanks of the House be and are hereby extended to the Chief Clerk, Assistant Clerk, Reading Clerk, Journal Clerks, Enrolling Clerk, Engrossing Clerk, Sergeant-at-Arms, Bill Clerk, File Clerk, Door-keepers, Committee Clerks and Pages of the House for the efficient and courteous manner with which they have performed the duties of their several offices.

Rule suspended and resolution adopted.

Marston of Cerro Gordo called up the following Senate concurrent resolution and moved its adoption:

*Resolved by the Senate, the House concurring*, That the State Fish and Game Warden be and he is hereby directed to investigate the necessity of dredging the several lakes in this State, which are used by people

for boating and fishing, and to ascertain the probable cost of the necessary machinery to do such dredging, and report thereon to the next General Assembly.

Resolution adopted.

McAllister of Linn presented the following resolution :

WHEREAS, The Chief of Police of the State House does not wear a uniform by which he may be designated as such officer; therefore, be it

*Resolved by the House, the Senate Concurring,* That the Chief of Police be required to wear a uniform, so that he may be known by those visiting the Capitol as such officer, and also by all others with whom he may come in contact.

Laid over under Rule 34.

Harding of Woodbury presented the following resolution and moved that it be adopted under suspension of the rule :

*Be it Resolved by the House,* That the Secretary of State be authorized to send to each member of the House a copy of the Senate and House Journals of April 9, 1907.

Rule suspended and resolution adopted.

Weeks of Guthrie called up resolution relative to supplying of lost Codes to members of the House, and moved to amend by striking out the words "Chief Clerk", and to insert the words "Secretary of State" in lieu thereof.

Amendment adopted.

Resolution, as amended, adopted.

Wolfe of Clinton presented the following resolution and moved its adoption :

WHEREAS, At the beginning of this session there was a manifest reluctance on the part of the members to occupy seat number thirteen; and,

WHEREAS, Speaker Pro Tempore Hambleton has shown himself to be possessed of a high order of courage in taking and occupying during the session now closing, said seat number thirteen; and,

WHEREAS, This House deeply appreciates the able and impartial manner in which he, as Speaker Pro Tempore, has presided over our deliberations; therefor, be it

*Resolved,* That, as a mark of the esteem in which he is held and in proper appreciation of the high moral courage he has displayed in occupying said seat, that he be allowed to keep desk number thirteen, and the chair thereto, and that the same be crated and shipped to his home address.

Rule suspended and resolution adopted.

Meredith of Cass moved to reconsider the vote by which Senate File No. 366 failed to pass the House, and by which it passed to its third reading.

Motion lost.

Darrah of Lucas in the chair.

#### INTRODUCTION OF BILLS.

By Hambleton of Mahaska, House File No. 494, a bill for an act amending an act passed by the Thirty-second General Assembly, entitled "An act prohibiting the corrupt influencing of agents and officers acting in behalf of a principal in any business transaction".

#### HOUSE FILE NO. 494.

A BILL for an act amending an act passed by the Thirty-second General Assembly, entitled "An act prohibiting the corrupt influencing of agents and officers acting in behalf of a principal in any business transaction."

*Be It Enacted by the General Assembly of the State of Iowa:*

SECTION 1. That Section One (1) of an act passed by the Thirty-second General Assembly, entitled "An act prohibiting the corrupt influencing of agents and officers of private corporations, or public officers acting in behalf of a principal in any business transaction," and numbered and known as Senate File No. 14, be amended by adding thereto the following: "provided, this act shall not apply to those cases in which the principals, being the contracting parties, have knowledge of and consent to the payment of a commission to an agent or representative."

Read first and second time and passed on file.

#### CONSIDERATION OF BILLS.

By unanimous consent, on motion of Hambleton of Mahaska, House File No. 494, a bill for an act passed by the Thirty-second General Assembly, entitled "An act prohibiting the corrupt influencing of agents and officers acting in behalf of a principal in any business transaction, was taken up and considered.

Mr. Hambleton moved that the rule be suspended, that the bill be considered engrossed and read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Ber-

geson, Bixby, Blackmore, Bonwell, Brandes, Cassady, Corrie, Cottrell, Darrah, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Flugum, Fox, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Lee, Lowrey, McAllister, McElrath, Marston, Mason, Meredith, Moore, Nix, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, White, Wilson, Wolfe—74.

The nays were:

Balluff, Clary, Miller of Bremer, Miller of Dubuque—4.

Absent or not voting:

Calkins, Clarke, Conn, Dodds, Doran, Dow, Drury, Feay, Felt, Geneva, Greenwood, Harvey, Jones, Kull, Lister, McDonald, Maben, Mann, Mercer, Morris, Ofill, Paul, Sheldon, Smith, Sparks, Springer, Stillman, Welden, Youde, Mr. Speaker—30.

So the bill passed and the title was agreed to.

Speaker Kendall in the chair.

By unanimous consent, on motion of Weeks of Guthrie, Senate File No. 375, a bill for an act to make appropriations for the payment of State and judicial officers, State and other expenses, was taken up and considered.

Senate File No. 375 was read first and second time.

Mr. Weeks moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Baird, Balluff, Bascom, Bauman, Beery, Bergeson, Bixby, Bonwell, Brandes, Calkins, Cassady, Clary, Conn, Corrie, Darrah, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Hickey, Holmes, Hume, Inman, Jewell, Kelley, Kellogg, Kendall, Koontz, Lee, Lowrey, McAllister, McElrath, Mann, Marston, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Morris, Nix,

Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sheldon, Sidey, Smith, Springer, Stewart, Stillman, Stoltenberg, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—85.

The nays were:

None.

Absent or not voting:

Arney, Blackmore, Clarke, Cottrell, Dodds, Doran, Dow, Drury, Earle, Feay, Feely, Harvey, Heles, Jones, Kull, Lister, McDonald, Maben, Mercer, Offill, Sparks, Sullivan, Youde—23.

So the bill passed and the title was agreed to.

Hanson of Humboldt, from the conference committee on House File No. 402, submitted the following report:

MR. SPEAKER—Your committee on conference, to whom was referred House File No. 402, a bill for an act to limit the expenses, other than losses, of state mutual hail insurance associations, and to limit the compensation to be paid to officers, agents and employes of such associations, beg leave to report that they have had the same under consideration and recommend that the House concur in all Senate amendments to said bill except the amendment inserting the words "on business written in Iowa" in line three of Section One (1) of the bill and except the amendments to lines five and ten of Section One (1) of the bill changing the word "five" to "ten".

That the Senate recede from these amendments, and that Section One (1) be amended as follows: Insert in line seven between the semicolon and the word "nor" the following: "nor an amount in excess of one and one-half per cent on all insurance above Five Hundred Thousand Dollars (\$500,000.00) and not exceeding Ten Hundred Thousand Dollars (\$1,000,000.00)"; and that Section One (1) be further amended by changing the words "five hundred" in the last line thereof to the words "ten hundred".

T. O. HANSON,  
N. J. LEE,  
J. H. DARRAH,  
O. H. HOLMES,  
D. W. TURNER,  
*Conference Committee.*

Report adopted.

Hanson of Humboldt moved that the House concur in the Senate amendments and conference amendments to House File No. 402.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Calkins, Conn, Corrie, Cottrell, Darrah, DeMar, Dunn, Dye of Decatur, Dye of Pottawattamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Inman, Jewell, Kelley, Kellogg, Kendall, Kull, Lee, Lowrey, McAllister, McElrath, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sparks, Stewart, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Welden, White, Wilson, Wolfe, Mr. Speaker—78.

The nays were:

None.

Absent or not voting:

Arney, Balluff, Brandes, Cassady, Clarke, Clary, Dewell, Dodds, Doran, Dow, Drury, Feay, Fox, Harvey, Hume, Jones, Koontz, Lister, McDonald, Maben, Mercer, Miller of Bremer, Sheldon, Sidey, Smith, Springer, Stillman, Stoltenberg, Weeks, Youde—30.

So the House concurs.

By unanimous consent, on motion of Hume of Mitchell, Senate File No. 376, a bill for an act to provide for the general levy for State purposes for the years 1907 and 1908, was taken up and considered.

Senate File No. 376 was read first and second time.

Mr. Hume moved that the rule be suspended and that the bill be read a third time now, which motion prevailed unanimously, and the bill was read a third time.

On the question, "Shall the bill pass?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Calkins, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dewell, Dunn, Dye of Decatur, Dye of Pottawattamie, Elliott, Feely, Felt, Flugum, Fox, Greenwood, Grier, Hambleton, Hanna, Harding, Heles, Holmes, Hume,

Inman, Jewell, Kelley, Kellogg, Koontz, Lee, Lowrey, McAllister, McElrath, Mann, Marston, Mason, Meredith, Miller of Dubuque, Moore, Morris, Nix, Offill, Paul, Pierce, Reaney, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Springer, Stewart, Stoltenberg, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—78.

The nays were:

None.

Absent or not voting:

Balluff, Beery, Cassady, Clarke, Dodds, Doran, Dow, Drury, Earle, Feay, Fenn, Geneva, Hackler, Hanson, Harvey, Hickey, Jones, Kull, Lister, McDonald, Maben, Mercer, Miller of Bremer, Price, Reitz, Sheldon, Smith, Sparks, Stillman, Youde—30.

So the bill passed and the title was agreed to.

Conn of Butler moved that the House recede from its amendments to Senate File No. 159.

On the question, "Shall the House recede?"

The yeas were:

Allred, Anderson, Arney, Baird, Bascom, Bauman, Beery, Bergeson, Bixby, Blackmore, Bonwell, Brandes, Clary, Conn, Corrie, Cottrell, Darrah, DeMar, Dunn, Dye of Decatur, Dye of Pottawatamie, Earle, Elliott, Feely, Felt, Fenn, Flugum, Fox, Geneva, Greenwood, Grier, Hackler, Hambleton, Hanna, Hanson, Harding, Heles, Hickey, Holmes, Inman, Jewell, Kelley, Kendall, Kull, Lee, Lowrey, McElrath, Mann, Marston, Meredith, Miller of Dubuque, Moore, Morris, Offill, Paul, Pierce, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Springer, Stewart, Stoltenberg, Sullivan, Swift, Teter, Van Houten, Welden, White, Wilson, Wolfe, Mr. Speaker—74.

The nays were:

None.

Absent or not voting:

Balluff, Calkins, Cassady, Clarke, Dewell, Dodds, Doran, Dow, Drury, Feay, Harvey, Hume, Jones, Kellogg, Koontz, Lister, McAllister, McDonald, Maben, Mason, Mercer, Miller of Bremer, Nix,

Price, Sheldon, Sidey, Smith, Sparks, Stillman, Swan, Webster, Weeks, Youde—33.

So the House recesses.

SENATE AMENDMENTS CONSIDERED.

On request of Feely of Black Hawk, unanimous consent having been given, House File No. 475, a bill for an act to amend Section Two Hundred and Eighty-one (281) of the Code, relative to judges not to practice, with Senate amendments, was taken up and the amendments read and considered.

Mr. Feely moved that the House concur in the Senate amendments.

On the question, "Shall the House concur?"

The yeas were:

Allred, Anderson, Arney, Balluff, Bascom, Bauman, Beery, Bixby, Blackmore, Bonwell, Brandes, Calkins, Cassady, Corrie, Cottrell, Darrah, DeMar, Dewell, Dye of Pottawattamie, Earle, Elliott, Feely, Fenn, Flugum, Fox, Greenwood, Grier, Hackler, Hambleton, Hanson, Harding, Heles, Hickey, Holmes, Hume, Inman, Jewell, Jones, Kelley, Kellogg, Kendall, Kull, Lee, Lowrey, McAllister, McDonald, McElrath, Mann, Mason, Meredith, Miller of Bremer, Miller of Dubuque, Moore, Nix, Offill, Paul, Pierce, Price, Reaney, Reitz, Ritter, Schoenenberger, Schroeder, Schulte, Shaffer, Sidey, Sparks, Stewart, Stillman, Sullivan, Swan, Swift, Teter, Van Houten, Webster, Weeks, Welden, White, Wilson, Wolfe, Mr. Speaker—81.

The nays were:

None.

Absent or not voting:

Baird, Bergeson, Clarke, Clary, Conn, Dodds, Doran, Dow, Drury, Dunn, Dye of Decatur, Feay, Felt, Geneva, Hanna, Harvey, Koontz, Lister, Maben, Marston, Mercer, Morris, Sheldon, Smith, Springer, Stoltenberg, Youde—27.

So the House concurs.

ENROLLED BILLS.

Speaker Kendall announced that as Speaker of House, in the presence of the House, he has signed House Files No. 49, 79, 411.

489, 379, 494, 475, and Senate Files No. 182, 338, 374, 242, 376, 159, 375, and Senate Joint Resolutions No. 6, 7 and 8, and Senate Files No. 367, 349, 227, 339, 162, 373, 198, 26, 47, 357, 358, 61, 360, 350, 301, 373 and 241.

Grier of Poweshiek moved that a committee be appointed to notify the Governor that the House is ready to adjourn.

Motion prevailed.

Speaker announced as such committee: Grier of Poweshiek, Elliott of Page, and Schroeder of Crawford.

Committee appointed to notify the Governor that the House is ready to adjourn reported they had done so.

Hambleton of Mahaska moved that a committee of three be appointed to notify the Senate that the House is now ready to adjourn.

Speaker appointed as such committee: Hambleton of Mahaska, Dye of Pottawattamie, and Calkins of Adams.

The committee retired and later returned and reported that they had notified the Senate.

Speaker Kendall declared the House of Representatives of the Thirty-second General Assembly adjourned sine die.

## PIONEER LAW MAKERS.

Program and addresses before the reception of the House of Representatives, March 14, 1907, to Pioneer Law-Makers' Association.

Address of welcome, Speaker Kendall.

Address, Hon. C. B. Paul.

Solo, Alice Smith Cheek.

Address, Hon. Lafayette Young.

Solo, Hon. Lot Abraham.

Address, Hon. J. C. DeMar.

Solo, Alice Smith Cheek.

Address, Hon. W. J. Moir.

Solo, Hon. Thomas Geneva.

Address, Hon. Guy A. Feely.

Solo, Alice Smith Cheek.

### SPEAKER KENDALL'S ADDRESS OF WELCOME.

MR. PRESIDENT—I am sure that I but inadequately express the sentiment which occupies the heart of every member of the House of Representatives of the Thirty-second General Assembly, as I extend a most cordial welcome to the Pioneer Law Makers of Iowa.

They come to us as the worthy representatives of another epoch, as a priceless inheritance from another generation, historic for conspicuous and enduring achievement in all the important activities of life.

They emigrated to Iowa with no capital but character, with no asset but industry, with no credit but firm resolve and high purpose. They abandoned homes of comfort and luxury in the east, and, adopting the memorable suggestion of Horace Greeley, even before it was offered, they sought the unbroken prairies, the undefiled streams, the unexplored forests of the "Beautiful Land" to contribute their share toward the establishment of an empire west of the Mississippi river. They have witnessed its development from a feeble frontier settlement into the proudest commonwealth beneath the Stars and Stripes. They have seen its population, its wealth, its manufactures, its mines, its agriculture, its schools, its churches, and its homes multiply and remultiply into imperial grandeur; and, as they now approach the twilight of life, they may observe the great State for which they have sacrificed so much, at the very climax of national prestige and power, at the very zenith of domestic progress and prosperity.

We are proud to greet them this afternoon, to felicitate them upon the length of their days, and to invoke for each of them at the last and final benediction: "Well done, good and faithful servant."

ADDRESS OF HON. C. B. PAUL.

*Mr. Speaker, Honored Guests, Fellow Members of this House, and you, Ladies and Gentlemen, whose presence here denotes your interest in these exercises:*

It seems singularly fitting to me that we should set aside a portion of time from the deliberations of this House in order to extend words of greeting to these honored citizens who more than a quarter of a century ago were intrusted with the performance of duties similar to ours.

Fortunate have we been as a nation, in that we have set aside certain days commemorating important events in the nation's history as holidays, that the people might abstain from their usual form of employment and engage themselves as these occasions suggest. Far more important than this, in cultivating love of country and wholesome veneration for our institutions has been the marked disposition of our people to form themselves into various voluntary patriotic societies and associations such as yours. While we may attempt to inculcate a spirit of patriotism by the enactment of stringent statutes, by argument from pulpit and platform and by formal teaching in our public schools, for genuine contagious enthusiasm we must look to such fraternal bodies as the one we entertain today.

Venerable legislators, you have indeed been spared to us from that passing generation which met the peculiar conditions incident to the settlement and growth of this great State. To you was imposed the duty of responding to your country's call in the hour of her deepest tribulation. Strangely significant has it been to me that out of the membership of this General Assembly, only a few wear that little bronze button, the insignia of the Grand Army of the Republic. How eminently proper is it then that some of your number should appear before us today out of the abundance of your experience, offer messages of counsel and advice.

It was given to you as pioneer law makers to establish the "land marks" of legislation, beyond the bounds of which we should not pass. In your far-seeing wisdom, you gave to us educational institutions whose growth and progress must have exceeded your fondest expectations; penal institutions for detention and reformation, which are models of their kind; asylums and schools for our unfortunates and defectives, which are the highest expression of the humanitarian spirit of twentieth century civilization.

You had your problems; we have ours; and future Assemblies will have theirs. The "Galveston plan," or the "Indianapolis system" of city government did not disturb you as they do us, by day and by night. The railroad pass had not begun its insidious and subtle inroads upon the foundations of our commonwealth, nor had vast organizations of corporate wealth made their attack upon the superstructure. The citizens of your day were not so solicitous of their civic rights and privileges that they arose in their might, demanding ingenious combinations whereby

the individual voter might in the highest degree express his political ideas, unfettered. Rather, I presume, you were occupied with problems of paper money, and that "red dog" and "wild cat" were familiar terms in your legislative vocabulary. The temperance question, then as now, was a "paramount issue," and when these measures passed to the third reading, no doubt even pioneer law makers felt themselves called to the corridors to "see a man," or sought the comfort and congenial society of the cloak room. These vexatious questions of yours are well summed up in the petition of an itinerant preacher before an early assembly when he prayed: "O Lord, give us sound currency, pure water and an undefiled religion; Amen."

In that early day there might have been some difference in the moral standards of a man as a legislator and the same individual as a private citizen, for the story has been handed down of one who exclaimed in the exuberance of his victory at the polls:

"Be it known from shore to shore  
That I am a Methodist no more.

To you who are assembled, we extend a hearty welcome, and, as we grasp your hand in fellowship, may we come into fuller realization of the beautiful sentiment—"Iowa"—the affection of her people, like the river of her borders, flow on to an inseparable union." As I look into the faces of you today, who are nearing the end of life's tollsome journey, I see the evidence of peace, honor and happiness. You testify to lives well lived and duties faithfully performed. To me you bring an inspiration best expressed in another's words:

"Let me but live my life from year to year  
With forward face and unreluctant soul,  
Not mourning for the things that disappear, or holding  
Back in fear from what the future veils,  
But with a whole and happy heart what pays its toll  
To youth and age and travels on with cheer.  
So let the way wind up hill or down,  
The journey will be joy,  
Still seeking what I sought when but a boy,—  
New friendship, high adventure and a crown,—  
My heart will keep the courage of the quest  
And hope the road's last turn will be the best."

ADDRESS OF HON. LAFE YOUNG.

MR. SPEAKER AND GENTLEMEN—I trust that I shall not so far forget myself as to occupy your time so late in the afternoon. It is worth while to be a Pioneer Law Maker just to hear Mrs. Cheek and Lot Abraham sing. While I consent to be classed with the Pioneer Law Makers, I would not have you infer that I was a schoolmate with Black Hawk, or playmate with Wapello, or that I ever went fishing with Mahaska. These pioneers are beyond my time, but in a sense I might be called a pioneer. My biography has never been related, but I confess this afternoon to have been born in Monroe township, Monroe county, Iowa,—the county so ably represented by your Speaker, and so ably represented by the presiding officer

of the Pioneer Law Makers' Association. If you want to know anything about my previous career, I refer to these testimonials. (Laughter).

It is good to have been born on the prairie; it is an education to watch the roses grow in front of the farms as the only indication that you are going to have company; it is inspiring to wait two weeks for the older member of the family to go to market into Missouri, where the oldest boy upon one occasion came back with a beard that he did not take away with him. (Laughter). You could even welcome the colporteur, generally a nuisance, but so glad were we to see some one who could bring you tidings from the great outside world. It was interesting to see the great roll or package that the head of the family brought home when he came from the river, the only market,—the Mississippi. A roll of upper leather, and rolls of sole leather, some shoe tacks and wax ends and awls, and all the equipment necessary to clothe and foot the family, and lucky indeed was the youth who drew the red top boots from the family factory. It was good to attend these log school house meetings, where patches were no disgrace; in fact they were the uniform of the neighborhood, and where to have your best girls, with blushes, poorly dissembled, tell you that you had a letter in the postoffice. (Laughter.) It is good to have been on the prairies in the beginning. On the old farm you usually found an old sorrel, the most faithful of all beasts of burden on the place. He would bear upon his broad back all the children that would go to the neighboring thicket plugging, and who could get away from a yellow jacket's nest without any special demoralization, and he would live content upon bright upland hay or consume without complaint the illy cured hay of the swamp, or the bottomland; the old sorrel would work on uncomplainingly with a mule; would take the family to far distant meetings and bring them home safely, the type of fidelity. If there is a heaven for horses, the old sorrel of the old farm of the old time is there. Upon each of these old farms in a family of boys, there was usually one good boy—one to five sometimes was the ratio—that one was the first to get up in the morning to dress his younger brothers and sisters; he was the one of all who never left his plow shoes in the center of the room for his mother to stumble over; the one who never forgot to see that there was wood in the box with which to cook meals before going to the field; that one of the family who never forgot to match a piece of calico when he went to the far distant trading place, and never forgot to bring the neighbors' mail, as well as our own. This type of sterling young manhood was the chief honor and glory of the prairies; the one unalloyed product of standard coin and value; and when the days of the war came, when Abraham Lincoln called for men, he was the first to go; this favorite of the home; this leader of the flock, and, leaving his mother standing in the doorway suppressing a tear in the interest of the cause that she knew that he was to fight for. He marched away to the music of the Union, to be a sacrifice upon the altar of liberty. And, when the smoke of battle cleared, and the dead were reckoned, he was found with broken musket in his hand, beyond the last rampart dead upon the field of battle;—dead in the cause of human liberty.

This it was to be a pioneer.

The Creator, who has tempered the wind to the shorn lamb, has placed

the gentle breeze of the inland sea of the far east, weaving itself about green islands and small mountains, where endeavor is cheap and life is illy guarded, while the north coast sailor is placed in guard of the North sea, where the winds blow and the frosts come; the man with piercing eye and whiskers to set his face against the raging storms to discover new worlds, and thus in selecting the pioneers for Iowa and to build the great west, the Creator sent hardy men to face the dangers and build the homes, and we are their descendants, and it behooves us to remember in gratitude the things they did, the lives they lived, and the names they left. Men of Iowa, you have an honored heritage; you have a name in the republic to be envied of all. Especially distinguished for nothing, we are superior in many things.

Once, when riding in a railway train with our great orator, now dead, Henry Clay Dean, a distinguished man, I asked him: "Mr. Dean, you were always known as Henry Clay Dean of Iowa. Why did you leave the State to remove to Missouri?"

Well, he said, "I will tell you. The Black Republican party came in power in Iowa; they enacted a nefarious prohibitory liquor law; there is whiskey gone. They enacted a law abolishing capital punishment (which we did); he said there is hanging gone. They are now rapidly drifting toward the universal belief in religion; there is hell gone. I tell you I won't live in a state that does not believe in whiskey, hanging and hell."

Well, this was only Dean's way of paying a compliment to the great State and its achievements. I hope you may forget, but I was a member of the General Assembly in 1874. We had but one doorkeeper to the Senate. Think what our lives were with only one doorkeeper? (Laughter). We had but one janitor, and he carried the wood for the furnace in the basement; the old Capitol was heated by a furnace, which burned wood. One janitor during that entire session! We were annoyed by but one lobbyist, and his measure failed. (Laughter). We treaded our weary way up the Capitol Hill. We met on the 11th of January, and we adjourned on the 19th of March; we thought we were doing the State some service in adjourning. (Laughter.) I was a member of a number of General Assemblies in my youthful days, and I have only been ambitious to be a member of another. I would like to be a member of a legislative body that not one member of which sought the nomination, and not one which should expect to be elected when he was nominated, and not one of whom expected to be a candidate for another term. (Laughter). Then I believe every fellow would do as he pleased, and I think in the completed judgment, unbiased by any other power, we would have good laws. We were short of committee clerks in those days. The ladies had not appeared on the scene, and, indeed, you are placed beyond the dreams of avarice, and I will not be outdone by Perry or anybody else in the compliments to the ladies. We enacted a number of laws, some of which have been repealed, (unwisely we think); some of which were not sustained by the Supreme Court. We had a new Code to begin on; it was unspotted. It was the Code of 1873, and we cut the first paragraphs out of it; we mutilated it for the first time, and it seemed like a penitentiary offense to begin making laws with a right new Code on your

desk; but we did it; other General Assemblies have done likewise, and they will continue to do it in years to come. It is no use to recount these old proceedings.

There is one thing which distinguishes our political life from that period, and that is the death of the partisan spirit. There is no fight between the parties; no bad blood; where everything was partisanship in those days, so soon after the great war, now party lines have almost been wiped out since the pacifying administration of William McKinley, followed by the satisfying administration on the same lines of the present administration, knowing no condition in man, only inquiring as to the quality of their manhood and their capability for service. That distinguishes the recent years of our political life, and it bodes well for the Republic.

In this land, the perpetuity of our affairs depends upon the loyalty of the individual, and it is well for our political perpetuity that we do not all become excited at one time. Thus we have an average of sanity, and evenness and conservatism in results; the exercising of wisdom of many minds in making our laws; but think of the old days when newspapers called men hard names simply for political reasons, and public speakers did the same. That is all dead and gone; buried in the coffin with McKinley, who held out the olive branch to the men of the south and sent men of both sections away in peace and unity from the graves of the Spanish-American dead, thus making the union in truth and in fact a union of hearts and hands.

But I have exceeded what I expected to say. I glorify the memory of the men who did things in the old days; I praise men who do things in the present time, with no desire to forget the achievements of those who have gone before. But the pioneer with his strong hand has gone. He came; he conquered. He sent a family to the farther west, and Iowa has his grave in the midst of the grand old forest a thousand miles to the west. They halted at last to rest, and while the forest echoed to the notes, they recognized the kingly coming in the tread of the pioneer. This afternoon we can honor these memories and the State by making new resolves, individually, to meet the cares and responsibilities of life and citizenship with calm judgment, dignity and honor. (Applause).

ADDRESS OF HON. J. C. DE MAR.

MR. SPEAKER AND PIONEER LAW MAKERS OF IOWA—It is with no little pleasure that we stop the wheels of legislation for a brief space of time to welcome to these halls the members of the Pioneer Law Makers' Association of Iowa. In so doing, we are but welcoming you to what is your own,—this magnificent building, these halls of marble, these desks and furnishings are, and by right ought to be, yours, for it is through your far-seeing wisdom and good judgment that they are all made so easily possible. In extending to you this word of greeting and this welcome, we do not deem it an honor to you, but all honor that may attach is ours, by being privileged so to receive you at this time. We do most sincerely honor and esteem you, our forerunners and advisers, and by so doing express to you that there is yet in our breasts a touch of nobility; for the appreciation of nobility, as we appreciate that quality in you, is the be-

ginning of nobility in the heart that so appreciates. That man who is not moved by beauty of soul and character, by noble thought and deed as viewed in others, may never hope to be himself possessed of such characteristics. So by your living example, you inspire us to grow and develop characters of worth.

Yours was the task of developing a state. The materials, you found in the rough. 'Tis true you were given at the outset materials of worth, and that the laws established by that Higher Being resulted in the admixture of sunshine, rain and heat in the proportions best suited to develop our material resources. Yet, after all, there was still required a deft hand to touch and shape into being this gem of the western states. You found this a region of forests, hills and prairies, accessible only under greatest difficulties. Now, there is hardly a locality that has not been transformed, not a locality that can not be reached by rail.

I might continue thus to dilate upon our material resources and growth indefinitely, but you have left us a heritage, more valuable than all these. A state cannot be measured by plows and houses and cattle and pianos and dollars at their disposal, but must be measured by her men. Through your wise foresight you have established for us a system of schools where children receive daily instruction—institutions for the making of men.

Fearlessly and boldly, yet with what careful consideration, you took the initiative in founding a system of laws just and equitable. You had neither prejudice nor precedent. No state has statutes better adapted to the needs of her people than has Iowa. The foundation of our laws was deeply laid, and well. How carefully was each stone placed in its niche, and all the parts of the structure firmly united by the cement of brotherly love and affection—that cement which makes us one people and one commonwealth. How carefully should we consider then, before displacing one of these stones to insert another shaped by our hands. It is not ours to attempt to improve what you have done, but rather to build on to this foundation, so grandly placed. New times have brought new conditions and, with them, new problems which we must meet. You found us in the making. It was your task to foster the institutions and industries which then were infants. Carefully and laboriously have you done this, and with what eminent success! Yet, as we would have them do, these infants have reached the adult stage, and are now giants, which still need oversight. Ours is the task of continuing the control of these creations that they may best subserve our interests. The task is no light one. Should I tell you that a giant is roaming the streets of this city, a man ninety feet in height, who weighs two hundred tons, whose feet are fourteen feet long, whose bootstraps brush the eaves of the houses, whose strides are three rods in length, the bravest of us all would blanch at the thought of meeting him, an adversary. Still his strength would be equal to but three thousand common men. We have just such beings to cope with, beside whom we are mere Lilliputians. Have we the Davids to meet such adversaries? With the courage inspired by your example, and the strength given us for humanity's sake, we hope to succeed. If we do not win, the credit will not be ours. A goodly share belongs to the mothers who have nourished us and trained us in the ways of rectitude; a goodly

share to the sisters, who inspire us by their examples of purity and nobility.

Pioneer Law Makers, again we welcome you to our halls. We are ready and glad today to sit at your feet and drink of the knowledge of which you are so bountifully supplied.

ADDRESS OF HON. W. J. MOIR.

MR. SPEAKER—In response to this very interesting and appropriate address on the part of the Association, we have connected with us ex-Senator W. J. Moir. Ex-Senator Moir, will he arise and respond.

*Mr. Speaker and Members of the House of Representatives of the Thirty-second General Assembly of Iowa:*

Would that I was possessed of language sufficiently eloquent to respond to the beautiful thoughts that have been given us this afternoon by your Speaker and by the gentleman who has just addressed us.

Brother Perry has made a little mistake when he said that I was a Senator. I have not that honor. But forty-five years ago I was a member of the House of Representatives, and also of the Tenth. It is a long time ago; almost so far back that the memory of man runneth not to the contrary; and I assure you, fellow Representatives, if I may be allowed that expression, that I feel a little sad today, when I stand before you here and say that I have not been able to find one single co-laborer in the Ninth General Assembly that is in the House. Brother Dugan was in the Senate the same session, and I tell you it makes me feel a little bit sad. I feel like one who treads alone some ancient hall deserted, whose lamps are dead, its garlands fled, and all but me departed. And also I am nearing my eighty-third milestone in life's journey, yet I do not feel like being very pessimistic, but I try to be young as I grow old. I am not pessimistic, like the man that Bede tells about in Minnesota, when he said his hope went dead and his mules went lame and he lost his cows in a poker game, when a hurricane came on a summer day and blew the house he lived in away, and an earthquake came when all was gone and swallowed the land the house had stood on and the tax collector come around and charged him up with a hole in the ground. (Applause.)

Mr. President, I have but recently come from Texas. I had the pleasure of spending the winter in San Antonio, or the greater part of the winter. There are many historic associations that surround San Antonio. There 176 as brave Texans as ever lived in America held 7,000 Mexicans at bay until they slew 2,000 of them, and rather than surrender, gave up their lives in defense of their state. There are many things around San Antonio that are pleasant; especially the roses in January. San Antonio has about the same population that Des Moines has, yet it does not compare with our blessed Des Moines. Texas is a great State geographically speaking. Six different flags have at different times floated over its fair domains. First, France, then Spain, then Mexico, then the Republic of Texas, then the flag of the Southern Confederacy, and now the Glorious Stars and Stripes. Texas is large geographically speaking; it is great geographically speaking. It is

twenty-one times larger than my native land, four times larger than England, twenty-one times larger than the State of Massachusetts and nearly five times larger than the State of Iowa, having 265,780 square miles, but with all its salubrious climate, with its cotton industries, its rice industries and its sugar cane industry, I would not swap any Iowa home for two homes in Texas. (Applause). I remember well the beautiful remarks that were made by our worthy Governor yesterday in his address of welcome, when he spoke so feelingly about our homes in Iowa, and he said God Almighty gave us those homes; those homes are the foundation of this State; they are the foundation of the prosperity of this State, and John Howard Paine made his name immortal when he wrote those fourteen lines of "Home, Sweet Home, be it ever so humble, there is no place like home." And W. W. Corcoran performed a glorious deed when he chartered a vessel at his own expense and went to Tunis, Africa, and exhumed the remains of John Howard Paine and took the train to Amsterdam and from that point cabled to the Secretary at Washington and there gave them burial and erected a monument and upon this monument a beautiful shaft, upon which was placed the words:

When that gentle spirit fled to realms beyond the azure dome,  
With arms outstretched God's angels said welcome to Heaven's Home,  
Sweet Home.

L. L. Ainsworth, by the way, one of the best legislators Iowa ever had, a Democrat and a noble one, a union Democrat when we needed union Democrats, said once at one of our meetings that he would like to have this epitaph placed upon his tombstone: "Here lies a fellow who has done many good deeds, but he was too modest to make it known." W. W. Corcoran did not think so. He thought it was wise to make known those beautiful lines of John Howard Paine. But maybe I am getting a little sober in my remarks. When I lived in Vermont I had a brother there by the name of Teasle. Teasle was a great man to collect epitaphs, and a Yankee peddler, who was pretty sharp, by the way, came along one day, and knowing his penchant for collecting epitaphs, said: "Mr. Teasle, I would like to get you up an epitaph." "All right," said Teasle, "I would like one, if you get up one better than I have got." Finally they made a bargain that the peddler was to make him up a good epitaph and he was to give him one before supper and the balance of it after breakfast, and Teasle was to furnish supper, lodging and breakfast. So he told him to give him the verse, and he went on:

"Here lies a man who died of late,  
And angels around him patiently wait  
With outstretched arms on wings of love  
To waft him to realms above."

Old Mr. Teasle thought that was just splendid. He said to his wife: "Mary, I am going to have the best epitaph to be had, and I want you to get up the best supper for this man, give him the best bed, good water to drink, and if you have got any cider, a little of that, too, and in the morning give him the best breakfast you can get up, and she said she would do it. So, when morning came around he

says to the peddler: "Now for the other verse." So he gave him a verse: "While hovering around the lower skies impatiently,

In slipped the devil and down to hell he kicked Old Teasle."

I don't know whether he liked that or not. I am rather inclined to think he did not like the last verse.

Well, friends, many changes have taken place since the Ninth General Assembly. You hadn't a railroad then within a hundred miles of Des Moines; you had but a village here at that time; you hadn't any bridges across the river, except one that was at the foot of Walnut street, and I remember for three days in the first session of the Ninth General Assembly that we had to either swim, wade or boat it from the end of that bridge to the foot of Capitol Hill. Those who lived in Des Moines will remember that time. Many other changes have taken place, but I fear if I should undertake to set forth all the changes that have taken place since that time it would weary you. Permit me, without indulging in politics, to call your attention to one thing, and that is the difference between this nation now and then. About that time you remember we had a President by the name of Jimmie Buchanan. Jimmie Buchanan said he could not find anything in the law of God or man that would authorize him to coerce a state. Now, I am inclined to think there is some little difference between Jimmie Buchanan and the gentleman that occupies the presidential chair today. Don't say, now, that I am going to talk politics, because I am not. I believe honestly that Theodore Roosevelt has more individual influence throughout the civilized world today than any prince, potentate or king that wears a crown. (Applause.) He says to Japan and Russia, "Quit fighting," and they quit. He goes down here to San Francisco and he says, "You fellows have got to behave yourselves; you must not have any fuss with the Japanese," and they quit fussing. He goes down to Cuba or sends Secretary Taft, and he tells those Cubans to behave themselves, quiet down and be good, obedient children, and in a measure he made them behave. He says to rich corporations throughout the State, "You must give our people a square deal, or I will see that you do," and you gentlemen in the Legislature are trying to carry out the wishes of President Roosevelt, as I understand it. Alexander beat the world and wept for more to beat; Caesar crossed the Rubicon and never wet his feet; Charlemagne did mighty things whenever he had a chance; Napoleon made the world afraid to wink its eye at France; Frederick of Germany was mighty in his day, when Wellington marched down the road the people give the way, but greater, nobler far is Theodore Roosevelt than the whole combinations of war.

By the bravery of our soldiers, by the gallantry of our navy, and by the wise administration we have had for many years long passed, our nation has become one of the most powerful nations on the globe. Uncle Sam's note is good wherever it is offered throughout the civilized world at a less rate of interest than any other nation can obtain; our flag floats on every ocean, lake and river, and nobody dares to spit on that proud emblem of America while a man-of-war floats on the ocean or a boy in blue draws a sword.

Mr. Speaker, allow me to tender to you and to the Representatives

that I now address my most profound thanks, and I speak the sentiment of every one of these old gray-haired pioneers when I say that we tender to you our most profound thanks for this, your generous and hearty welcome that you have extended to us today. May you all live for twenty-five years, and when you become pioneers, as we are, may the legislature of that day extend to you as hearty a welcome as you have extended to us, and may you have at that time as sweet a singer to sing for you as we have today. (Applause).

ADDRESS OF HON. GUY A. FEELY.

*Mr. Speaker, Pioneer Law Makers of Iowa and Fellow Members of the House of Representatives:*

I consider it a great honor to be given the privilege of making a few remarks upon this occasion to express something of the veneration and esteem in which these Pioneer Legislators are held by their successors and by citizens of Iowa at the present day.

We look back upon the events which have transpired with admiration and veneration, and the mists of the intervening years have added the glamour of romance to the stern realities of the past. Yet no people have more cause to be proud than the citizens of Iowa, when we turn to the history of those sturdy Pioneers whose daring and progressive spirit prompted them to leave their old homes and brave the perils and hardships of an unfamiliar country. And we find the stamp of those pioneers not only on the people who now inhabit this State, but we find their rugged characters and sense of fairness to all men embodied in their laws. Laws which have stood the test of time and have been handed down from generation to generation until the present time.

Some one has said, "Show me the laws of a nation and I will tell you of its people and institutions and of its civilizations." How true this is of Iowa. We are proud of the progress of the people of this State. Of the indomitable spirit, which has transformed our broad prairies and trackless forests into prosperous farms and thriving cities, of our educational institutions, and our churches.

We point with pride to the justice and equality of our laws and I firmly believe that the prosperity and progress of this State of ours is caused by and the result of the high aim of our laws. Laws which are so liberal, yet dangerous; liberal to the honest man, yet so dangerous to the criminal.

You Pioneers who framed our early laws, you had no old established precedents to follow. Your only guide and chart were the broad principles of eternal justice founded upon human experience, your sense of right and wrong, and your belief in the equality of men.

You builded a foundation for our laws so strong and firm, and with such foresight of the future, that those rules of conduct indorsed by you as fair and just still stand in the statutes of this State, a guide not only for the present generation, but a beacon light to shape the course of generations yet to come. Your foundation was built to support a gigantic structure, you knew not its magnitude; but you did your work, and did it well, and the censor has said "Well done."

Today as we look into your kindly faces, lighted up by the memory of days gone by in these legislative halls, and upon your hair touched by the snows of many winters passed in the discharge of duty for your country and your home, we desire to say, we are here trying to carry on the great work, which you have so nobly begun. It has been but a brief space of time since you were here, trying to do your duty as we are trying to do ours; and we say to you, "You are welcome back to your own; these grounds, this stately Capitol, these legislative halls are yours; they belong to you by right of original grant and first occupation." We are only tenants who hold them for a season, under your guidance, and with the purpose of trying to fulfill your prophecy of hope for the future.

I trust that this custom will always prevail, and that during years to come future legislatures will set apart a time during which the pioneer and earlier law makers of Iowa will grace these halls with their presence, and by so doing be an inspiration toward higher ideals and better laws.

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## RESOLUTIONS IN MEMORIAM

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Adopted by the House of Representatives of the Thirty-second General Assembly.

HON. SAMUEL L. BESTOW.

MR. SPEAKER—Your committee appointed on the part of the House to draft suitable resolutions on the life, character and public services of the late Hon. Samuel Lucius Bestow, of Chariton, Lucas county, Iowa, would respectfully submit the following report:

Samuel L. Bestow was born in Erie county, New York, March 8, 1823. He attended the public schools of that county in his boyhood and later alternated between farm work in the summer and school teaching in the winter, until he became of age. He then entered active business life and was for some time engaged in manufacturing. He attended an academy in Rochester, N. Y., and served as Superintendent of Public Schools before leaving his native State.

In 1870 he removed to Iowa, making his home on a new farm near Chariton, Lucas county. At the beginning of the Civil War he volunteered to go into the army but was rejected on account of physical disability.

In the early years of the slavery agitation he was a member of the Republican party. In 1875 he was nominated by the Republican party of Lucas and Clarke counties for State Senator and was duly elected and served in that body during the Sixteenth and Seventeenth General Assemblies. He was the author of the resolution providing for an investigation of the affairs and management of the Fort Madison penitentiary and was made chairman of the Commission.

Soon after, for various reasons, mainly on account of the stand the Republican party took on the liquor and tariff questions, he left the party and allied himself with the Democrats. In 1890 he was their nominee for Lieutenant Governor and was elected to that office with Governor Boies. In the administration of his duties as presiding officer of the Senate he was uniformly courteous and careful. With the membership so evenly divided between the two great parties it was no small matter to preside in such a manner as to please all, but he managed it so skillfully that the resolution of thanks passed at the close of the session was heartily endorsed by every member of the Senate. He showed no favoritism and all recognized an honest effort to give every member his full rights.

It should be remembered that this was the first time since the creation of the office that a Democrat had been chosen to the position of Lieutenant Governor and the first time since the extra session of 1856 that a presiding officer of the Senate had been a Democrat, a period of thirty-six years.

At the time that the Hon. John H. Gear was first elected to the United States Senate, Mr. Bestow received the full vote of the minority for that place, which was a fitting tribute to his abilities and standing. The division in the legislature was 71 for Bestow and 77 for Gear, a passage in the political history of the State not generally remembered.

We owe to Mr. Bestow a debt of gratitude that we can never hope to repay. Regarding a public office as a public trust, he has given to the State, honest, efficient and faithful service; therefore, be it

*Resolved*, That in the death of this patriotic citizen the State has lost an honored, influential and upright man,

*Resolved*, That these resolutions be entered on the Journals of the House and Senate and that an engrossed copy be presented to the family of the deceased by the Secretary of the Senate.

J. H. DARRAH,

W. P. ALLRED,

G. W. KOONTZ,

*On the part of the House.*

J. A. MCKLVEEN,

THOS. LAMBERT,

JAS. H. JAMISON,

*On the part of the Senate.*

Adopted April 4, 1907.

REMARKS OF MR. GEO. W. KOONTZ OF JOHNSON COUNTY, ON THE LIFE  
AND CHARACTER OF THE LATE HON. SAMUEL L. BESTOW.

MR. SPEAKER—Among that great throng of leaders, whose ability and integrity and energies, have placed the State we love among the first in the sisterhood of States, stands the name of him for whom we have this day turned aside from the ordinary routine of business to pay a tribute of respect to his memory and to mourn his loss.

While he was not one of the territorial pioneers who followed close upon the path of the disappearing aborigines and planned and laid out the foundation of our commonwealth, yet in its early history he settled in the south part of the State, and spent a long and useful life as a leading factor in building up its cities and towns, in extending its rail-ways, in developing its vast agricultural and mineral resources, and in advancing its industrial, educational and religious interests.

He made no claim to oratory, being gifted with that happy faculty of making himself understood by the use of plain words; while tolerant with others and with their views he was firm in his convictions and especially in his political views—never carried away by the sensations of the hour, a strict constitutionalist, a firm believer on sound money, not a foe to corporations yet demanding their obedience by law and fairness to the people, and utterly opposed to sumptuary legislation. He was a fit running mate with that noble Roman, Horace Boies, in the successful

campaign of 1892, when the wonderful vote demonstrated that on a sound platform, with good, clean men near the people, that Iowa is not always a sure Republican State.

In 1894 Samuel L. Bestow retired from politics, devoting his time to his private affairs and until called he enjoyed the love and respect of all classes, old, young, high and low, for spotless integrity, a scrupulous sense of duty and faultless manhood. The summons came as the shadows of evening were gathering on a long and well-spent life. He was spared to "calmly look on either life, and here saw nothing to regret nor there to fear."

HON. FRANK T. CAMPBELL.

*To the General Assembly of the State of Iowa:*

WHEREAS, Frank T. Campbell, Lieutenant Governor of Iowa from 1878 to 1882, departed this life after a lingering illness, at his home in Lima, Ohio, on the 6th day of March, A. D. 1907, therefore, be it

*Resolved*, That the General Assembly of the State of Iowa has heard with deep sorrow and regret the death of Iowa's distinguished son and former Lieutenant Governor, and that in his death this commonwealth mourns the loss of one of her honorable and patriotic sons.

Frank T. Campbell was born in the State of Ohio, in the year 1836, and died at the ripe age of seventy-one years. At the age of twenty he moved to Iowa, and settled at Newton in Jasper county, where he became associated with his brother in the management of the Newton Journal. Governor Campbell was a member of the State Senate, and served during the Thirteenth, Fourteenth, Fifteenth and Sixteenth General Assemblies, and was active in shaping the important legislation of that period, particularly the legislation referring to the regulation of railway passenger and freight rates. In March, 1888, he was appointed a member of the Railway Commission, and at the November election in the same year was elected to that position, the tenure of that office having been changed from appointive to elective.

Governor Campbell served as Captain of Company A of the Fortieth Iowa Infantry during the War of the Rebellion, and performed able and patriotic service in behalf of his country.

*Be it Further Resolved*, That the General Assembly takes this occasion to testify its high appreciation of the exalted character and distinguished public services of Frank T. Campbell, and hereby extends to his bereaved family its sincere sympathy in their sorrow and affliction.

*Be It Further Resolved*, That a copy of these resolutions be properly engrossed, authenticated by the President and Secretary of the Senate, and the Speaker and Clerk of the House, and sent to the members of his family.

JOHN B. SULLIVAN,

C. A. MEREDITH,

E. J. SIDEX,

*On the part of the House.*

C. C. DOWELL,

GEO. W. DUNHAM,

A. F. FRUDDEN,

*On the part of the Senate.*

Adopted April 2, 1907.

## REMARKS OF MR. J. F. OFFILL OF JASPER COUNTY, ON THE LIFE AND CHARACTER OF HON. FRANK T. CAMPBELL.

MR. SPEAKER—I should feel that the people of Jasper county had not been represented if I should fail to say anything in honor of one of her honored citizens. A feeling of sincere sorrow has been expressed by a large number of friends of the Honorable Frank T. Campbell, who lived for many years among us, and was one of our most worthy citizens, a good citizen and a good business man.

Frank T. Campbell settled in Newton in the year 1856. He entered into the newspaper business with his brother, A. K. Campbell. Soon after coming there they purchased the Newton Express, and shortly afterward changed its name to the Free Press.

When the call came for troops to put down the Rebellion, Mr. Campbell left his interests in his brother's hands and went to the army, enlisting in the Fortieth Iowa, and was elected Captain of Company A of that regiment, and was a faithful and brave soldier. In 1869 he was elected to the State Senate from Jasper county and well represented his people—so well that in 1877 he was nominated and elected Lieutenant Governor, serving four years with marked success as President of the Senate.

In 1888 Governor Larrabee appointed Mr. Campbell State Railroad Commissioner. The following year he was elected to the same office for three years.

Mr. Campbell leaves many warm friends in Jasper county, in whose memory his pleasant greetings will always be remembered.

HON. THOMAS C. BEACH.

MR. SPEAKER—Your committee appointed to draft resolutions commemorative of the life and character and public service of Honorable Thomas C. Beach, respectfully submit the following report:

Born in Jacksonville, Illinois, January 11, 1831; died in Oskaloosa, January 11, 1906. He was reared on a farm and attended district schools in Illinois. Came to Iowa and entered land in Richland township, Mahaska county, Iowa, in 1853, where he improved a farm and resided thirteen years. Was married to Miss Martha Campbell April 17, 1853, who departed this life February 3, 1904. To them were born five children, four sons and one daughter. Three of his sons and the daughter are respected citizens of Mahaska county. Mark W., Thomas C., Joseph C., and Mary E. Beach, the other son, Luke L., having died.

A stalwart Republican, an honored Mason and a member of the Mystic Shrine. Six years a justice of the peace, a member of the Christian church, a progressive farmer and a public-spirited citizen.

WHEREAS, The Hon. Thomas C. Beach, an honored member of the Fifteenth and Twenty-fourth General Assemblies of Iowa, and a respected citizen of Mahaska county for more than a half century, passed from earth to his reward July 11, 1906;

WHEREAS, The life and high character of the deceased were such as to entitle him to the respect and esteem of all who knew him, and his services to the State and Nation such as to command the confidence and gratitude of his fellow citizens; therefore, be it

*Resolved*, That in the death of this public-spirited citizen and legislator the State has lost an influential and upright citizen, his family are bereft of a kind and loving father, and his friends of an honest and esteemed man.

*Resolved*, That we extend to his children and those nearest him our sincere sympathy in their sorrow and affliction; and the Chief Clerk of the House is hereby instructed to transmit an engrossed copy of these resolutions to the bereaved family and to enter the same on the Journal of this House.

A. F. N. HAMBLETON,  
HENRY DUNN,  
PHILIP HELES,

*Committee.*

Adopted January 28, 1907.

HON. JOHN CLARK.

MR. SPEAKER—Your committee appointed to prepare and present suitable resolutions respecting the life, character and public service of the Hon. John Clark, late a member of this House in the Tenth General Assembly, begs leave to report the following:

The subject of this memorial was born December 9, 1817, at Oxford, Massachusetts, and died August 2, 1906, at Albia, Iowa. He emigrated to the Hawkeye State in 1841, seven years before the commonwealth was admitted into the Union, and he continued his residence in the "beautiful land" until his death. He was a pioneer of unfailing energy, of invincible determination, of intrepid courage. In the years of his earlier vigor he was actively interested in every enterprise which promised to promote the welfare or to enlarge the happiness of his people. No man in southern Iowa contributed more than he to the erection of schools, to the organization of churches, to the foundation of homes, and to the establishment of the enlightened civilization now so uniform throughout the State. His convictions were always positive, but he so tempered his judgments with charity that he rarely offered offense. He was a man who estimated modestly his own merits, but his countrymen recognized his peculiar qualifications for the public service, and he occupied many official positions of trust and responsibility. In all the avenues of activity in which he was engaged his labor was conscientiously performed, and every confidence reposed in him was faithfully redeemed. And so he came to the evening of life with love, honor, obedience, troope of friends to accompany his old age. His days were lengthened beyond four score years and they were full to overflowing of efficient service and its rich reward. And when the grim messenger beckoned him to his eternal home, he lifted his voice to the Savior who died that he might be redeemed, and he said with the tender trustfulness of a little child:

"Thy will, not mine, be done."

The world was better for his having lived in it, and his earthly pilgrimage was an acceptable preparation for the higher sphere into which he has entered.

*Resolved*, That the foregoing memorial be entered upon the Journal

of the House and that an engrossed transcript thereof be presented to the bereaved family of the deceased.

N. E. KENDALL,  
N. J. LEE,  
L. F. SPRINGER,

*Committee.*

Adopted February 23, 1907.

HON. ROBERT B. WARREN.

MR. SPEAKER—Your special committee, appointed to draft resolutions commemorating the life, character and public service of the Honorable Robert B. Warren, respectfully submit the following report:

WHEREAS, The Honorable Robert B. Warren, one of the pioneers of central Iowa, who was born in Knox county, Tennessee, March 16, 1829, receiving his education at Holston college in that State, and who removed to Iowa in 1844, locating first in Lee county, but removing later to Mahaska county in 1846, where he resided as an honored and respected citizen for nearly half a century, departing this life at his home on June 19, 1906, in Des Moines, where he had removed, and

WHEREAS, The life and character of deceased were such as to entitle him to the respect and esteem of all who knew him, being a Representative in the Eighteenth General Assembly of Iowa, a member of the Masonic order, a member of the Methodist Episcopal church in good standing for more than fifty years, and of the Tippecanoe club, and a man beloved by all who knew him for his generous and kindly heart, his sterling integrity and uprightness of life, therefore be it

*Resolved*, That we extend to his family and especially to Senator J. L. Warren, his son, now an honored member of the Senate of this General Assembly, our sincere sympathy in their sorrow and affliction; and the Clerk of the House is hereby instructed to transmit an engrossed copy of these resolutions to the bereaved family and to enter the same upon the Journal of the House.

A. F. N. HAMBLETON,  
JOHN B. SULLIVAN,  
W. H. HICKEY,

*Committee.*

Adopted February 15, 1907.

HON. EZRA M. BRADY.

MR. SPEAKER—Your committee appointed to draft resolutions of respect to the memory of the late Ezra M. Brady, respectfully submit the following:

WHEREAS, The Hon Ezra M. Brady, an honored member of this House in the Twenty-sixth General Assembly and the special session following from the Eightieth District, departed this life August 26, 1906, at his home in Sanborn, Iowa, and

WHEREAS, We recognize the fidelity and integrity displayed by him in all stations of life, his efficiency and honesty in all public positions, his generous and manly character in private life, which commanded the respect and esteem of all who knew him; therefore be it

*Resolved*, That in his death his family, to whom we extend our heartfelt sympathy, are deprived of a kind and affectionate father and friend, his county and State of a worthy and loyal citizen, and the Clerk of the House is hereby instructed to mail an engrossed copy of these resolutions to the family of the deceased and to enter the same on the Journal of the House.

CHAS. YOUDE,  
S. A. FEAY,  
J. H. DARRAH,  
*Committee.*

Adopted March 20, 1907.

HON. T. W. JOHNSTON.

MR. SPEAKER—Your committee appointed to draft resolutions upon the life, character and public services of Hon. T. W. Johnston, an honored member of the Fifteenth, Sixteenth and Twenty-third General Assemblies, beg leave to report the following:

WHEREAS, The Honorable T. W. Johnston was born in County Mays, Ireland, in 1840, and emigrated to this country at an early age, with his parents, settling at Cleveland, Ohio, where he attended school with the late President McKinley. When he grew to manhood, he came to Iowa, settling on a farm in Dubuque county, where he departed this life on the 30th day of November, 1906, and

WHEREAS, He was very closely identified with the government of his county and state, acting in the capacity of steward of the County Poor Farm for a period of ten years, and representing the county of Dubuque in the Fifteenth, Sixteenth and Twenty-third General Assemblies, and

WHEREAS, The life and character of the deceased were such as to command the respect and esteem of all who knew him, therefore be it

*Resolved*, That in his death the county and State have lost a citizen and a man whose life was above reproach, and be it further

*Resolved*, That we extend to his family and relatives, and to those nearest to him our heartfelt sympathy and that a copy of these resolutions be entered upon the Journal of the House, and the Chief Clerk be instructed to send a copy to the family of deceased.

PHILIP HELES,  
G. H. SCHULTE,  
JAMES MERCER,  
*Committee.*

Adopted March 26, 1907.

HON. JOHN D. HUNTER.

MR. SPEAKER—Your committee, appointed to prepare a memorial to the memory of the late Hon. John D. Hunter, of Webster City, for two consecutive terms a member of the Iowa General Assembly, beg leave to respectfully submit the following:

John D. Hunter was born in Knoxville, Ohio, August 12, 1834. He was educated in the common schools and by attending an academy at Ashland, in his native State, for a single year. He entered his father's printing office as an apprentice at the age of 16 years. At the age of

20 he undertook his first newspaper venture, establishing the Hoosier Banner, at Angola, Indiana. The venture was not a success and he returned to Ohio.

At the age of 19 Mr. Hunter was united in marriage with Miss Sarah A. Gates, at West Unity, Ohio. In 1856 he came to Iowa, crossing the Mississippi river in a ferry at Davenport. His first employment as a printer in Iowa was with the Marion Register. In the fall of 1856 he went to Eldora and secured a position with the Hardin County Sentinel, and in the spring of 1858 purchased a half interest in the paper. In the spring of 1861 he was appointed postmaster of Eldora by President Abraham Lincoln, and in the fall of 1862 was elected Treasurer of Hardin county, but resigned the office the following year, in order to accept a position in the military service, being in the commissary department. At the close of the War, he removed to Iowa Falls and in 1866 moved his family to Webster City, Hamilton county, where he resided until his death. For forty years he edited the Webster City Freeman. He represented his county in the Twelfth and Thirteenth General Assemblies of Iowa, being elected the first time in the fall of 1869. He was appointed postmaster by President Grant in 1876 and served three terms of four years each. He was appointed again by President Harrison in 1891 and served four years.

In 1899 the Webster City Freeman and the Webster City Tribune were consolidated under the name of the Webster City Freeman-Tribune company and Mr. Hunter was made president of the organization—a position he held until the day of his death.

John D. Hunter answered the final summons at 3:45, Tuesday morning, March 19, 1907.

Such in epitome is the story of John D. Hunter's life. But those who knew him will not be content with so brief an outline as the professional biographer might be disposed to leave upon the records of the State. John D. Hunter came to Iowa when Iowa needed men of heroic mould. He had faith in her possibilities from the day that his eyes first looked across her fertile prairies. Here he was content to take his chances with the fickle goddess of fame and fortune. It was his ambition to build up a newspaper which should be welcomed in the homes of the territory which he sought to cover. Forty years of active newspaper work built up a loyal constituency and made him a leader, counsellor and trusted friend of a multitude of people. He enjoyed the respect and held the confidence of the leading men of the State. He was a partisan of the pronounced type but loyalty to country was a dominating principle of his life.

The last years of John D. Hunter's life were years of pain. With more than Spartan fortitude he withstood the assaults of disease until the course of nature had been run and then entered into "that dreamless sleep."

"His life was gentle, and the elements  
So mixed in him that nature might stand up  
And say to all the world, 'This was a man.'"

*Resolved*, That the foregoing memorial be adopted by the House, and that it be entered upon the Journal, and an engrossed copy thereof be

sent to the family of the deceased; and further that copies thereof be sent to the Webster City Freeman Tribune, the Webster City Journal, and the Webster City Graphic Herald.

Des Moines, Iowa, March 22, 1907.

WM. ANDERSON,  
N. J. LEE,  
PAUL E. STILLMAN,  
*Committee.*

Adopted March 22, 1907.

HON. FRED W. KLINE.

MR. SPEAKER—Your committee appointed to draft resolutions of respect to the memory of the Hon. Fred W. Kline, respectfully submit the following:

WHEREAS, The Hon. Fred W. Kline, member of the Twenty-second General Assembly, departed this life on the 22d day of March, 1906, at Dodgeville, Iowa, at the age of seventy-two years, having been a resident of Des Moines county for more than half a century, and

WHEREAS, The life and character of the deceased were such as to entitle him to the respect and esteem of all who knew him, and his services to the State and county of such a character as to command the confidence and gratitude of his fellow citizens, therefore be it

*Resolved*, That in his death the State and county in which he resided lose a worthy and upright citizen and an honest and honorable man; and we hereby extend to his bereaved relatives and friends our heartfelt sympathy in their sorrow, and be it further

*Resolved*, That a copy of these resolutions be spread upon the Journal of the House and that the Chief Clerk be directed to send an engrossed copy to the family of the deceased.

W. D. DODDS,  
G. H. SCHULTE,  
G. H. VANHOUTEN,  
*Committee.*

Adopted March 23, 1907.

HON. J. C. ROBESON.

MR. SPEAKER—Your committee, appointed to prepare resolutions commemorative of the life, character and public service of the Honorable J. C. Robeson, late a member of this House, beg leave to report the following memorial:

The Honorable J. C. Robeson was born near Hamilton, Ohio, January 7, 1834, and removed twenty years later to Iowa, where he continued his residence until his death, July 16, 1906. He inherited from his sturdy Scotch ancestry a strong body, a clear brain, and a clean heart, and with this abundant equipment he came to the West as a pioneer in the advance guard of civilization. Scarcely had he become habituated to his new home when President Lincoln issued his call for volunteers to preserve the integrity of the threatened Republic, and he was one of the first promptly to enlist in the immortal army of freedom. He was a soldier, patriotic, brave and true, serving to the end, until the last armed

enemy of the Government had unconditionally surrendered. And then, with all the unfading honor which accompanies arduous duty nobly done, he returned to resume the employments of civil citizenship. He was an active advocate of every good cause, and he never hesitated to contribute of his time, his labor and his means to promote the general welfare. With him the interests of the church, the home and the school were always paramount, and he was ever ready to sacrifice to the uttermost for their advancement. He was a faithful husband, an indulgent father, an upright citizen, an exemplary man. Elected to the Twentieth General Assembly as Representative from Monroe county, his record is one of intelligent fidelity to the constituency which honored itself by honoring him. His modest life was full of valuable and enduring achievement, and his memory will be an inspiration to all within the circle of his acquaintance.

*Resolved*, That a transcript of this memorial be furnished the family of the deceased, and entered upon the Journal of this House.

N. E. KENDALL,  
PAUL E. STILLMAN,  
C. W. MILLER,

*Committee.*

Adopted April 3, 1907.

HON. JOHN C. DONAHEY.

MR. SPEAKER—Your committee, appointed to prepare resolutions commemorative of the life, character and public service of the Honorable John C. Donahey, late a member of the House of Representatives in the Nineteenth General Assembly, died at his home in Newton, Jasper county, Iowa, after a lingering illness, on March 26, A. D. 1907.

*Be It Resolved*, That the General Assembly of the State of Iowa has heard with deep sorrow and regret the death of Iowa's distinguished son and former Representative, and that in his death the commonwealth mourns the loss of one of her honorable and patriotic sons.

John C. Donahey was born in Harrison county, Ohio, in the year 1832, and died at the advanced age of seventy-four years. He enlisted as a volunteer in the One Hundred and Sixty-sixth Regiment of Ohio Infantry, and was a brave soldier. He removed to Muscatine county, Iowa, in the year 1866, living there until 1883, and during that time he was a member of the Nineteenth General Assembly, having a seat in the House of Representatives.

In 1883, when he removed to Jasper county, he settled on a farm near Newton. He retired from active business in 1892, locating in Newton, where he lived at the time of his death. He was a member of the Board of Supervisors of Jasper county from 1891 to 1897. In connection with his legislative experience he was active in the passage of the prohibitory amendment.

*Be It Further Resolved*, That the General Assembly takes this occasion to testify its high appreciation of the exalted character and distinguished public service of John C. Donahey, and hereby extends to his bereaved family its sincere sympathy in their sorrow and affliction, and be it further

*Resolved*, That a copy of these resolutions be properly engrossed, authenticated by the Speaker and Clerk of the House, and sent to the members of his family.

J. F. OFFILL,  
ERNEST R. MOORE,  
JNO. B. SULLIVAN,  
*Committee.*

Adopted April 2, 1907.

HON. OLIVER E. DOUBLEDAY.

WHEREAS, The Honorable Oliver E. Doubleday, an honored member of the Territorial Legislature of Iowa, from 1844 to 1846, and of the Twenty-fifth and Twenty-sixth General Assemblies, died at his home, April 8, 1907, in Elkhart township, Polk county, Iowa; therefore, be it

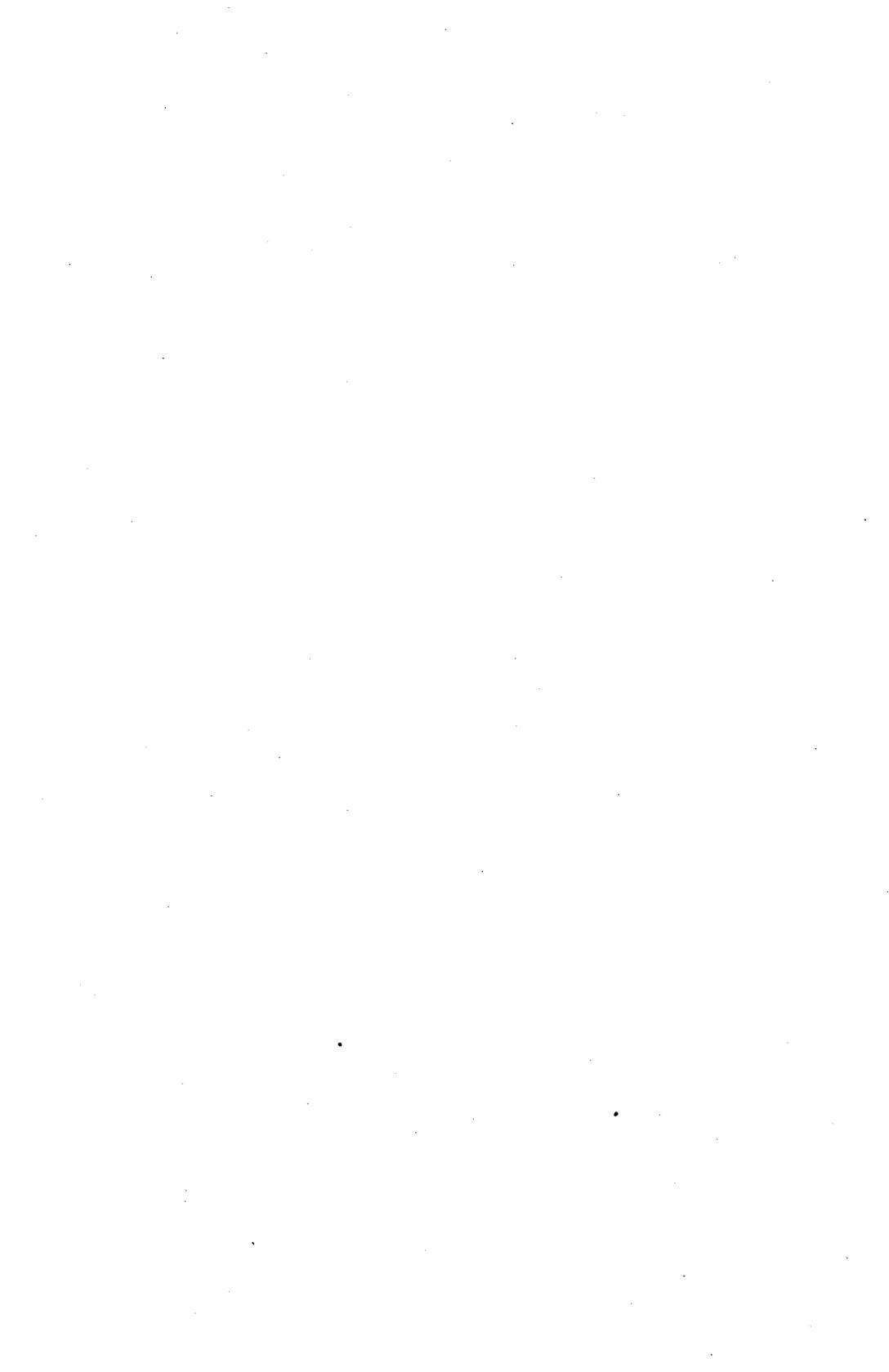
*Resolved*, That this House has heard with deep regret of the death of one of Iowa's pioneer legislators and honored citizens and takes this occasion to testify its appreciation of his splendid character and public service and joins with his neighbors and friends in extending to his grief-stricken family its sincere sympathy in this hour of sorrow and bereavement; be it further

*Resolved*, That these resolutions be spread upon the records of this House and that a properly engrossed copy, duly authenticated, be sent to the members of his family.

JOHN B. SULLIVAN,  
CURRAN F. SWIFT,  
J. H. DARRAH,  
*Committee.*

Adopted April 9, 1907.





# HOUSE BILLS.

## INTRODUCTION AND ACTION.

| H. F.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | Page. | H. F.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Page. |
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| <p>1—By Arney. To authorize counties to purchase and condemn real estate for the use of county fairs, additional to section four hundred and twenty-two (422) of the code.</p> <p>Introduced and referred.... 108<br/> Substitute reported ..... 623<br/> Substitute adopted ..... 706<br/> Amended ..... 706, 707<br/> Passed ..... 707<br/> Recalled from Senate..... 814<br/> Returned by Senate..... 851<br/> Reconsidered ..... 857<br/> Amended and passed..... 857<br/> Passed Senate ..... 1089<br/> Enrolled ..... 1144, 1145<br/> Signed ..... 1157<br/> Sent to the Governor..... 1147<br/> Petition ..... 525</p> <p>2—By Clary. To amend the law which appears as chapter fifty-six (56), acts of the Thirtieth General Assembly, relating to the examination of insurance companies.</p> <p>Introduced and printed in Journal ..... 108<br/> Considered and amended... 126<br/> Motion to reconsider vote by which amendment was adopted prevailed ..... 126<br/> Amendment lost ..... 127<br/> Passed ..... 127, 128<br/> Explanation of vote..... 128<br/> Passed Senate ..... 146<br/> Enrolled ..... 262, 263<br/> Signed ..... 269<br/> Sent to the Governor..... 393<br/> Petition ..... 525</p> <p>3—By Cottrell. To repeal section two thousand and seventy-seven (2077) of the code and to enact a substitute therefor, relating to rates of transportation on railways.</p> <p>Introduced and referred ... 109<br/> Reported unfavorably ..... 837<br/> Indefinitely postponed ..... 837</p> <p>4—By Earle. Regulating the taxation of mortgages and mortgaged real estate.</p> <p>Introduced and referred ... 109<br/> Petition ..... 128</p> <p>5—By Schoenenberger. Providing for the nomination by political parties or organizations of candidates</p> |       | <p>for various offices and the election of delegates to conventions of said political parties or organizations, by a primary election and for the holding of conventions by such political parties or organizations.</p> <p>Introduced and referred ... 109<br/> Withdrawn from committee and House ..... 1040</p> <p>6—By Clarke. To amend section two thousand and seventy-seven (2077) of the code, pertaining to railroad passenger rates.</p> <p>Introduced and referred.... 109<br/> Reported unfavorably ..... 837<br/> Indefinitely postponed ..... 837<br/> Petition ..... 525</p> <p>7—By Sidey. To regulate the transportation of dead bodies and the practice of embalming and to provide for examination and license of embalmers, and to provide penalties for violation.</p> <p>Introduced and referred.... 109<br/> Reported with amendment.. 257<br/> Amendment adopted ..... 279<br/> Amended ..... 279, 280<br/> Made a special order..... 280<br/> Amended and passed... 297, 298<br/> Amended and passed Senate ..... 456<br/> House concurs ..... 469<br/> Enrolled ..... 512<br/> Signed ..... 514<br/> Sent to the Governor..... 627</p> <p>8—By Weeks. To provide for the preservation of the names and records of persons who entered the military service of the United States from the different counties of the state.</p> <p>Introduced and referred.... 110</p> <p>9—By Teter. Relating to the rate of passenger fares from all points within this state to any other point in the state on all steam railroads doing business in this State, and to provide a penalty for violations thereof.</p> <p>Introduced and referred ... 110<br/> Reported unfavorably ..... 838<br/> Indefinitely postponed ..... 838</p> |       |

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| 10—By Teter. To amend chapter eight (8) of title twenty-four (24) of the code, relative to offenses against the rights of suffrage.<br>Introduced and referred....                                                                                                                                                                                                                                                                                                                        | 110                                                                                        |
| 11—By Teter. Providing for the purchase and erection of a monument at the grave of the late ex-Governor William M. Stone, and making an appropriation therefor.<br>Introduced and referred ...<br>Reported with amendment...<br>Amendment adopted ...<br>Passed ...<br>Remarks by Mr. Teter...<br>Senate indefinitely postponed ...                                                                                                                                                       | 110<br>199<br>200<br>239, 240<br>240<br>1495                                               |
| 12—By Teter. To amend chapter two (2) of title eight (8) of the supplement to the code, relating to the duties of township trustees, the election, duties and compensation of road superintendents; the division and consolidation of road districts and the collection of property road tax.<br>Introduced and referred....<br>Reported with amendments<br>Amendments adopted .....<br>Amended .....<br>Considered .....<br>Amended and passed...<br>Senate indefinitely postponed ..... | 110<br>287<br>287<br>333<br>344<br>345, 346<br>484                                         |
| 13—By DeMar. To amend section two thousand and seventy-seven (2077) of the code, relative to the rate for passenger transportation.<br>Introduced and referred.110,<br>Reported unfavorably ....<br>Indefinitely postponed ....                                                                                                                                                                                                                                                           | 111<br>338<br>338                                                                          |
| 14—By Hambleton. To prohibit the corrupt influencing of agents, employes or servants in relation to the principal's, employer's or master's business, and to provide a penalty therefor.<br>Introduced and referred....<br>Substitute reported .....<br>Substitute adopted .....<br>Rereferred .....<br>Reported with amendments<br>Amendments adopted .....<br>Passed .....<br>Passed Senate .....<br>Enrolled .....<br>Signed .....<br>Sent to the Governor.....<br>Petition .....      | 123<br>733<br>829<br>830<br>834<br>858<br>858<br>1365<br>1429, 1430<br>1448<br>1431<br>411 |
| 15—By Hambleton. To amend section two thousand eight hundred fourteen (2814) of the code, relative to schoolhouse sites.                                                                                                                                                                                                                                                                                                                                                                  |                                                                                            |

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| Introduced and referred....<br>Withdrawn from committee and House .....                                                                                                                                                                                                                                                                                                                                                                                                                  | 123<br>245                                                                                      |
| 16—By Schoenenberger. Relating to road tax and amending section one thousand five hundred twenty-eight (1528) of the code and supplement to the code.<br>Introduced and referred...<br>Reported with amendments<br>Amendments adopted .....<br>Rereferred .....<br>Reported with amendments<br>Amendments adopted .....<br>Amended and rereferred ...<br>Substitute reported ....<br>Substitute adopted .....<br>Considered .....<br>Passed .....<br>Senate indefinitely postponed ..... | 124<br>273<br>274<br>315<br>338<br>424<br>424<br>619, 620<br>710, 711<br>711, 712<br>712<br>991 |
| 17—By Teter. To regulate charges on excess baggage on all railroads in this State, over five (5) miles in length, which are propelled by steam or electricity.<br>Introduced and referred...<br>Reported unfavorably ....<br>Indefinitely postponed .....                                                                                                                                                                                                                                | 124<br>837<br>837                                                                               |
| 18—By Teter. To repeal section three thousand one hundred thirty-five (3135) of the code, relative to the liability of common carriers for damages occasioned to baggage or other property belong to travelers, and to enact a substitute therefor.<br>Introduced and referred ...<br>Substitute reported .....<br>Substitute adopted and passed .....<br>Explanation of vote.....                                                                                                       | 124<br>835<br>951<br>953                                                                        |
| 19—By Clarke. To amend section two thousand six hundred forty (2640) of the code, relating to the departments of the State University and providing for economy in expenditures by combining the departments of medicine and homeopathic medicine.<br>Introduced and referred....<br>Reported unfavorably ....<br>Indefinitely postponed .....                                                                                                                                           | 131<br>555<br>555                                                                               |
| 20—By McDonald. To amend section three thousand five hundred thirty-eight (3538) of the code.<br>Introduced and referred....<br>Reported unfavorably.....<br>Indefinitely postponed .....                                                                                                                                                                                                                                                                                                | 137<br>1074<br>1074                                                                             |
| 21—By Sidey. Legalizing the special election of the town of Greenfield, Iowa, held September 10, 1906, for erection of water-                                                                                                                                                                                                                                                                                                                                                            |                                                                                                 |

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| works or sewers, and voting bonds therefor.                                                                                                                                                                                                                                                                             |          |
| Introduced and referred                                                                                                                                                                                                                                                                                                 | 141, 142 |
| Substitute reported                                                                                                                                                                                                                                                                                                     | 197, 198 |
| Substitute adopted                                                                                                                                                                                                                                                                                                      | 199      |
| Amended and passed.                                                                                                                                                                                                                                                                                                     | 238, 239 |
| Passed Senate                                                                                                                                                                                                                                                                                                           | 277      |
| Enrolled                                                                                                                                                                                                                                                                                                                | 339      |
| Signed                                                                                                                                                                                                                                                                                                                  | 391      |
| Sent to the Governor.                                                                                                                                                                                                                                                                                                   | 393      |
| <br>                                                                                                                                                                                                                                                                                                                    |          |
| 22—By Anderson. To amend section three hundred and thirty-seven (337) of the code, in relation to the selection of jurymen.                                                                                                                                                                                             |          |
| Introduced and referred...                                                                                                                                                                                                                                                                                              | 142      |
| Reported unfavorably                                                                                                                                                                                                                                                                                                    | 892      |
| Indefinitely postponed                                                                                                                                                                                                                                                                                                  | 892      |
| <br>                                                                                                                                                                                                                                                                                                                    |          |
| 23—By Beery. To legalize the acts of the city council of Mt. Pleasant, Iowa, relative to the payment of its councilmen and appropriating money from its treasury for the sufferers from earthquake at San Francisco, California.                                                                                        |          |
| Introduced and referred                                                                                                                                                                                                                                                                                                 | 142      |
| Reported unfavorably                                                                                                                                                                                                                                                                                                    | 255      |
| Indefinitely postponed                                                                                                                                                                                                                                                                                                  | 255      |
| <br>                                                                                                                                                                                                                                                                                                                    |          |
| 24—By Hanson. Entitled: "An act to confirm the title of F. C. Loverin in a strip of land on section 15, township 93 north, range 34, west of the 5th principal meridian, lying between the true south boundary line of Rat Lake in said section, and authorizing the executive council to quitclaim said strip to him." |          |
| Introduced and referred...                                                                                                                                                                                                                                                                                              | 142      |
| Reported                                                                                                                                                                                                                                                                                                                | 506      |
| <br>                                                                                                                                                                                                                                                                                                                    |          |
| 25—By Sullivan. Prohibiting legislative counsel and agents from attempting to influence members of the Legislature other than by appearance before the committees thereof; also defining who are legislative counsel and agents and providing a penalty for the violation.                                              |          |
| Introduced and referred...                                                                                                                                                                                                                                                                                              | 142      |
| Reported                                                                                                                                                                                                                                                                                                                | 587      |
| Withdrawn from House...                                                                                                                                                                                                                                                                                                 | 598      |
| <br>                                                                                                                                                                                                                                                                                                                    |          |
| 26—By Clarke. Creating a state board of examiners of graduate nurses and providing for the registration of nurses and the issuance of certificates thereto, and providing a punishment for persons assuming to be graduate or registered nurses who have not been registered as provided in this act.                   |          |
| Introduced and referred.                                                                                                                                                                                                                                                                                                | 142, 143 |
| Substitute reported                                                                                                                                                                                                                                                                                                     | 425      |

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| 27—By Clarke. To amend chapter thirty-seven (37) of the laws of the Thirty-first General Assembly, relating to the special election of township officers in newly created townships. |                    |
| Introduced and referred...                                                                                                                                                           | 143                |
| Reported with amendment.                                                                                                                                                             | 200                |
| Amended and passed...                                                                                                                                                                | 212, 213           |
| Senate passes substitute...                                                                                                                                                          | 498                |
| Referred                                                                                                                                                                             | 517                |
| Reported                                                                                                                                                                             | 844                |
| Passed                                                                                                                                                                               | 855                |
| Enrolled                                                                                                                                                                             | 912                |
| Signed                                                                                                                                                                               | 923                |
| Sent to the Governor.                                                                                                                                                                | 913                |
| <br>                                                                                                                                                                                 |                    |
| 28—By Paul. To amend section four thousand nine hundred and forty-three (4943) of the code, relative to the penalty for the crime of prostitution.                                   |                    |
| Introduced and referred...                                                                                                                                                           | 143                |
| Substitute reported                                                                                                                                                                  | 196                |
| Substitute adopted                                                                                                                                                                   | 197                |
| Indefinitely postponed                                                                                                                                                               | 227                |
| <br>                                                                                                                                                                                 |                    |
| 29—By Jones. To amend section seven (7) of chapter one hundred and nine (109) of the laws of the Thirty-first General Assembly, relating to registration of births and deaths.       |                    |
| Introduced and referred...                                                                                                                                                           | 143                |
| Reported                                                                                                                                                                             | 216                |
| Passed                                                                                                                                                                               | 251, 252           |
| Amended and passed Senate                                                                                                                                                            | 1340               |
| House concurs                                                                                                                                                                        | 1348, 1349         |
| Enrolled                                                                                                                                                                             | 1371, 1372         |
| Signed                                                                                                                                                                               | 1385               |
| Sent to the Governor.                                                                                                                                                                | 1374               |
| <br>                                                                                                                                                                                 |                    |
| 30—By Offill. To provide for the fencing of land by private landowners along public highways.                                                                                        |                    |
| Introduced and referred...                                                                                                                                                           | 143                |
| Reported unfavorably                                                                                                                                                                 | 274                |
| Indefinitely postponed                                                                                                                                                               | 274                |
| <br>                                                                                                                                                                                 |                    |
| 31—By Clary. To establish an insurance department and providing for an insurance commissioner.                                                                                       |                    |
| Introduced and referred...                                                                                                                                                           | 146                |
| Withdrawn from committee and House                                                                                                                                                   | 1352               |
| Petitions                                                                                                                                                                            | 603, 617, 635, 636 |
| <br>                                                                                                                                                                                 |                    |
| 32—By Clary—Amending section one thousand seven hundred and ninety-four (1794) of the code, relative to fraternal accident associations.                                             |                    |
| Introduced and referred...                                                                                                                                                           | 147                |
| Reported with amendment.                                                                                                                                                             | 180                |
| Amendment adopted                                                                                                                                                                    | 180                |
| Passed                                                                                                                                                                               | 192, 193           |
| Passed Senate                                                                                                                                                                        | 221                |
| Enrolled                                                                                                                                                                             | 262, 263           |
| Signed                                                                                                                                                                               | 269                |
| Sent to the Governor.                                                                                                                                                                | 393                |

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| 33—By Clary. To repeal chapter five (5) of title nine (9) of the code and enact a substitute therefor.<br>Introduced and referred...<br>Withdrawn from committee and House .....                                                                                                                                                 | 147<br>1237         |
| 34—By Holmes. To amend section one thousand six hundred and sixty (1660) of the code, relating to appropriations by boards of supervisors to agricultural associations.<br>Introduced and referred....<br>Reported unfavorably .....                                                                                             | 147<br>1170<br>1170 |
| 35—By Moore. Legalizing the Iowa State Poultry Association, to define certain duties of said association; to make an annual appropriation therefor, and fixing a penalty for the misappropriation of any of the money hereby granted.<br>Introduced and referred...<br>Reported unfavorably.....<br>Indefinitely postponed ..... | 147<br>257<br>257   |
| 36—By Moore. To authorize the payment of the cost of corporate suretyship upon official bonds.<br>Introduced and referred....<br>Withdrawn from committee and House .....                                                                                                                                                        | 147<br>343          |
| 37—By Moore. To provide that any fiduciary required by the law to give a bond may include the expense thereof as a part of the lawful expense of executing his trust, etc.<br>Introduced and referred....<br>Withdrawn from committee and House .....                                                                            | 147<br>343          |
| 38—By Moore. To amend section three hundred and sixty (360) of the code, when guaranty companies may be accepted as surety.<br>Introduced and referred....<br>Reported .....                                                                                                                                                     | 148<br>197          |
| Amended and passed ..211,<br>Senate indefinitely postpones                                                                                                                                                                                                                                                                       | 212<br>300          |
| 39—By Sullivan. To appropriate money for the payment of the claim of the heirs of John Bryan.<br>Introduced and referred...<br>Reported unfavorably .....                                                                                                                                                                        | 148<br>511<br>511   |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                     | 511                 |
| 40—By Sullivan. To amend section one thousand seven hundred and ninety-four (1794) of chapter seven (7), title nine (9) of the code of Iowa, relating to fraternal beneficiary associations doing an exclusively accident insurance business and providing that the provisions of                                                |                     |

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| chapter eight (8), title nine (9) of the code, so far as applicable, shall apply to such associations, and providing that such associations shall be exempt from other provisions of the statutes relating to life insurance companies.<br>Introduced and referred....<br>Withdrawn from committee and House ..... | 148<br>201                              |
| 41—By Brandes—To provide for the payment, by counties, of a bounty for the destruction of pocket gophers.<br>Introduced and referred....<br>Reported with amendment.<br>Amendment adopted .....                                                                                                                    | 148<br>246<br>246<br>266,<br>267<br>267 |
| Title amended .....                                                                                                                                                                                                                                                                                                | 754                                     |
| Amended and passed Senate .....                                                                                                                                                                                                                                                                                    | 775,<br>776                             |
| House concurs .....                                                                                                                                                                                                                                                                                                | 797,<br>798                             |
| Enrolled .....                                                                                                                                                                                                                                                                                                     | 814                                     |
| Signed .....                                                                                                                                                                                                                                                                                                       | 798,<br>799                             |
| Sent to the Governor....                                                                                                                                                                                                                                                                                           | 799                                     |
| 42—By Brandes. To provide for the times of holding the regular meetings of the board of supervisors and repealing section four hundred and twelve (412) of the code.<br>Introduced and referred ..<br>Substitute reported and adopted .....                                                                        | 148<br>232<br>266                       |
| Passed .....                                                                                                                                                                                                                                                                                                       | 265,<br>266                             |
| Senate indefinitely postpones .....                                                                                                                                                                                                                                                                                | 301                                     |
| Senate recalls .....                                                                                                                                                                                                                                                                                               | 313                                     |
| Request of Senate granted..                                                                                                                                                                                                                                                                                        | 324                                     |
| Senate passes substitute..                                                                                                                                                                                                                                                                                         | 484                                     |
| Referred .....                                                                                                                                                                                                                                                                                                     | 498,<br>499                             |
| Reported with recommendation that House refuse to concur .....                                                                                                                                                                                                                                                     | 527                                     |
| House refuses to concur..                                                                                                                                                                                                                                                                                          | 676                                     |
| Conference committee appointed .....                                                                                                                                                                                                                                                                               | 752,<br>774                             |
| Conference committee report substitute .....                                                                                                                                                                                                                                                                       | 1197                                    |
| Substitute adopted and passed .....                                                                                                                                                                                                                                                                                | 1244,<br>1245                           |
| Senate concurs .....                                                                                                                                                                                                                                                                                               | 1299                                    |
| Enrolled .....                                                                                                                                                                                                                                                                                                     | 1430                                    |
| Signed .....                                                                                                                                                                                                                                                                                                       | 1448                                    |
| Sent to the Governor....                                                                                                                                                                                                                                                                                           | 1431                                    |
| 43—By Brandes—To repeal section four hundred and sixty-nine (469) of the code and enacting a substitute therefor providing for the compensation of county supervisors.<br>Introduced and referred.148,<br>Substitute reported .....                                                                                | 149<br>302                              |
| Substitute adopted .....                                                                                                                                                                                                                                                                                           | 352                                     |
| Considered .....                                                                                                                                                                                                                                                                                                   | 352,<br>353                             |
| Passed .....                                                                                                                                                                                                                                                                                                       | 353,<br>354                             |
| Amended and passed Senate .....                                                                                                                                                                                                                                                                                    | 573                                     |
| House concurs .....                                                                                                                                                                                                                                                                                                | 776,<br>777                             |
| Enrolled .....                                                                                                                                                                                                                                                                                                     | 797,<br>798                             |
| Signed .....                                                                                                                                                                                                                                                                                                       | 814                                     |
| Sent to Governor.....                                                                                                                                                                                                                                                                                              | 799                                     |

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| 44—By Dodds. To amend an act of the Thirtieth General Assembly, entitled, "An act to promote the public health, convenience and welfare by leveeing, ditching and draining the lands of the State, and providing for the establishment of levees, drainage districts, or for the changing of natural water-courses to secure better drainage, and providing for the construction of ditches, drains and water-courses and prescribing the method for so doing, and providing for the assessment and collection of the costs and expenses of the same, and issuing improvement certificates or issuing and selling bonds therefor. Additional to title ten (10), chapter two (2) of the code and code supplement." |          |
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| Substitute adopted..... 256                                                                                                                                                                                                                                                                                                                                                                                             |            |
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| 81—By Sullivan (by request). To amend section five hundred and twenty (520) of the code, in relation to the examination of witnesses by the coroner, and to provide a reporter, to be appointed by the coroner, in counties having a population of more                                                                                                                                                                 |            |

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| than fifty thousand (50,000), at inquests and investigations.                                                                                                                                                                                                                                                                                                                                                                                                                                           |          |
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| <br>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |          |
| 82—By Greenwood (by request). To amend section four thousand and eleven (4011) of the code, relating to the exemption from liability for debt for personal earnings.                                                                                                                                                                                                                                                                                                                                    |          |
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| 83—By Moore. To punish burglary with explosives.                                                                                                                                                                                                                                                                                                                                                                                                                                                        |          |
| Introduced and referred... 171                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |          |
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| Withdrawn from committee and House .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 274      |
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| 84—By Kelley. To prohibit and regulate, hospitals, institutions and places created for or maintained and used as lying in or maternity hospitals, or hospitals or places for the reception, care and treatment of women in labor.                                                                                                                                                                                                                                                                       |          |
| Introduced and referred.... 171                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |          |
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| 85—By Clarke (by request). To repeal section four thousand nine hundred forty-six-b (4946-b), and section four thousand nine hundred and forty-six-c (4946-c), four thousand nine hundred forty-six-d (4946-d) and section four thousand nine hundred and forty-six-e (4946-e) of the supplement to the code, relating to the disposition of unclaimed dead bodies, providing for their use for anatomical purposes, and providing penalties for violation, and to enact in lieu thereof the following. |          |
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| 86—By Hanson. To require railroads to stop passenger trains when signaled to do so.                                                                                                      |          |
| Introduced and referred.... 177                                                                                                                                                          |          |
| Reported unfavorably .....                                                                                                                                                               | 840      |
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| 87—By Hanson. To amend the law as it appears in section four hundred sixty nine (469), title four (4), chapter one (1) of the code relating to the compensation of the supervisors.      |          |
| Introduced and referred.... 177                                                                                                                                                          |          |
| Withdrawn from committee and House .....                                                                                                                                                 | 430      |
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| 88—By Wolfe. To amend section four thousand one hundred and twenty (4120) of the code, relative to the time for filing abstract in the supreme court.                                    |          |
| Introduced and referred... 177                                                                                                                                                           |          |
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| 89—By Wolfe. To amend section five thousand four hundred and forty-eight (5448) of the code, fixing the time for appeal in criminal cases.                                               |          |
| Introduced and referred... 177, 178                                                                                                                                                      |          |
| Reported .....                                                                                                                                                                           | 886      |
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| 90—By Wolfe. Relating to the expense of fees for surety bonds of trustees, guardians, executors and administrators.                                                                      |          |
| Introduced and referred... 178                                                                                                                                                           |          |
| Substitute reported .....                                                                                                                                                                | 891      |
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| 91—By Wolfe. Relative to the appointment of non-residents of the state as executors.                                                                                                     |          |
| Introduced and referred... 778                                                                                                                                                           |          |
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| Amended and passed ..980,                                                                                                                                                                | 981      |
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| 92—By Reaney (by request). To amend section one thousand six hundred sixty-one (1661) of the supplement to the code, relative to state aid to district or county agricultural societies. |          |
| Introduced and referred... 178                                                                                                                                                           |          |
| Reported with amendment.. 415                                                                                                                                                            |          |
| Amendment adopted .....                                                                                                                                                                  | 443      |
| Amended and passed .....                                                                                                                                                                 | 443      |

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| 93—By Bonwell. To amend section two thousand two hundred sixty-six (2266) of the code, requiring insanity commissioners to ascertain who is responsible for care and keeping of insane persons, and report same to county auditor.                    |          | 98—By Jewell. To amend sections one thousand one hundred thirty-seven-b (1137-b), one thousand one hundred thirty-seven-f (1137-f), one thousand one hundred thirty-seven-g (1137-g) of chapter three-a (3-a) of the supplement to the code.                     |            |
| Introduced and referred ..                                                                                                                                                                                                                            | 178      | Introduced and referred...                                                                                                                                                                                                                                       | 179        |
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| 94—By Brandes. To provide for the admission of deaf and dumb persons to the school for the deaf at Council Bluffs and the maintenance thereof. [Amendatory of chapter two (2), title thirteen (13) of the code, relating to the school for the deaf.] |          | 99—By Kelly. To amend section two thousand five hundred fifty-five (2555) and two thousand five hundred fifty-six (2556) of the code relating to the care and propagation of fish and the protection of birds and game.                                          |            |
| Introduced and referred....                                                                                                                                                                                                                           | 178      | Introduced and referred...                                                                                                                                                                                                                                       | 179        |
| Reported with amendment..                                                                                                                                                                                                                             | 216      | Withdrawn from committee and House .....                                                                                                                                                                                                                         | 713, 714   |
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| 95—By Brandes. To amend section one (1), chapter one hundred and twenty-two (122) of the laws of the twenty-ninth General Assembly, relating to the support of the Iowa school for the deaf at Council Bluffs.                                        |          | House concurs .....                                                                                                                                                                                                                                              | 1459       |
| Introduced and referred... 178                                                                                                                                                                                                                        |          | Enrolled .....                                                                                                                                                                                                                                                   | 1511, 1514 |
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|                                                                                                                                                                                                                                                       |          | Introduced and referred ...                                                                                                                                                                                                                                      | 179        |
| 96—By Geneva. To amend section seven hundred ninety-two (792) of the code relating to street improvements and special assessments and conferring upon incorporated towns the same powers possessed by cities in respect thereto.                      |          | Reported for passage ...                                                                                                                                                                                                                                         | 337        |
| Introduced and referred... 179                                                                                                                                                                                                                        |          | Minority report .....                                                                                                                                                                                                                                            | 337        |
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| 97—By Harding. To amend section three thousand one hundred and eighty (3180) of the code of Iowa, relating to judgment in divorce actions.                                                                                                            |          | 102—By Weeks. To amend sections two thousand four hundred and sixty-seven (2467) and two thousand four hundred and sixty-eight (2468) of the code, relative to a penalty for violations thereof.                                                                 |            |
| Introduced and referred ...                                                                                                                                                                                                                           | 179      | Introduced and referred ...                                                                                                                                                                                                                                      | 181        |
| Reported unfavorably ...                                                                                                                                                                                                                              | 207      | Reported .....                                                                                                                                                                                                                                                   | 186        |
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| 103—By Weeks. To amend section four thousand nine hundred and ninety-nine-b (4999-b) of the supplement to the code, so that those subject to the penalty provided thereby shall not be relieved from liability to employes continuing in the employ of violators of said law after knowledge thereof.                                                                                                                                                                            |          |
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| 104—By Baird. To enable courts in counties in which lawfully constituted juries can not be drawn, to provide for the preparation of new jury lists and for drawing and summoning jurors therefrom.                                                                                                                                                                                                                                                                               |          |
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| 105—By Stillman. To prohibit combination among grain elevator men and to prohibit any person, company, partnership, association or corporation engaged in the business of grain dealing or owning or operating grain elevators from combining or entering into any agreement, contract or trust to pool or fix prices to be paid for grain or to prevent the free action of competition in the buying of grain, or the selling of grain, and to provide punishment for the same. |          |
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| 106—By Anderson. Repealing sections one thousand eight hundred and seventy-two (1872) and one thousand eight hundred and seventy-three (1873) of the code relating to quarterly statements of State and savings banks and examination by the auditor of State and providing substitutes therefor.                                                                                                                                                                                |          |

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| 107—By Anderson. To repeal section one thousand eight hundred and sixty-nine (1869) of the code of Iowa relating to pay of and loans to, officers of State and savings banks and to enact a substitute therefor.                                                           |          |
| Introduced and referred ...                                                                                                                                                                                                                                                | 182      |
| Reported with amendment..                                                                                                                                                                                                                                                  | 405      |
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| 108—By Anderson. Limiting the indebtedness of State and savings banks and repealing section one thousand eight hundred and fifty-five (1855) of the code.                                                                                                                  |          |
| Introduced and referred....                                                                                                                                                                                                                                                | 182      |
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| 109—By O'fall. To amend section one thousand one hundred and thirty-seven-d (1137-d) of chapter three-a (3-a), title six (6), of the supplement to the code of Iowa, relating to voting machines and duties and powers of the state board of voting machine commissioners. |          |
| Introduced and referred ...                                                                                                                                                                                                                                                | 183      |
| Withdrawn from committee and House .....                                                                                                                                                                                                                                   | 814      |
| 110—By McElrath. To amend section three thousand one hundred and eighty (3180) of the code of Iowa, relating to judgments in divorce actions.                                                                                                                              |          |
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| 111—By McElrath. To define and punish lewd, immoral and lascivious acts and to provide penalty for the same.                                                                                                                                                               |          |
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| 112—By Stoltenberg. To pay sundry persons named in this bill for material and labor furnished by them in the erection of the medical hospital of the Iowa State University, erected in eighteen hundred and ninety-seven (1897).                                                                                                                                                                  |       | Introduced and referred....                                                                                                                                                                                                                                                                 | 184   |
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| 113—By Koontz. To repeal section four hundred and forty-one (441) of the code, and to enact a substitute therefor in relation to the publishing of the board of supervisors.                                                                                                                                                                                                                      |       | House concurs.....921,                                                                                                                                                                                                                                                                      | 922   |
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| 114—By Geneva. To legalize certain acknowledgments and administrations of oaths.                                                                                                                                                                                                                                                                                                                  |       | Introduced and referred....                                                                                                                                                                                                                                                                 | 184   |
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| 115—By Geneva. To amend section three hundred and ninety-three (393) and section two thousand nine hundred and forty-two (2942) of the code relative to administration of oaths and taking of acknowledgments.                                                                                                                                                                                    |       | 120—By Schoenenberger. Amending paragraph seven (7), chapter one thousand three hundred and four (1304) of the supplement to the code, relative to exemptions to union soldiers or sailors of the Mexican war or of the war of the Rebellion, or of the widows of said soldiers or sailors. |       |
| Introduced and referred.... 183                                                                                                                                                                                                                                                                                                                                                                   |       | Introduced and referred....                                                                                                                                                                                                                                                                 | 186   |
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| 116—By Jewell. To repeal section three (3) of chapter one hundred and one (101) of the laws of the Thirtieth General Assembly, and sections one (1) and two (2) of chapter one hundred and thirteen (113) of the laws of the Thirty-first General Assembly, relative to establishing and maintaining a State Board of Health Laboratory at Iowa City, and enacting in lieu thereof the following: |       | 121—By Calkins. To provide for the collection of personal delinquent tax not secured by real estate.                                                                                                                                                                                        |       |
| Introduced and referred.183, 184                                                                                                                                                                                                                                                                                                                                                                  |       | Introduced and referred....                                                                                                                                                                                                                                                                 | 186   |
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| 117—By Jones (by request). To amend section four thousand six hundred and eight (4608) of the code, relating to communications in professional confidence.                                                                                                                                                                                                                                        |       | 122—By Jones. To repeal section two thousand and seventy-seven (2077) of the code, relating to maximum rates of fare, and enacting a substitute therefor.                                                                                                                                   |       |
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| 124—By Bixby. To establish an industrial reformatory for females, to make appropriations therefor and to provide for the transfer of inmates to and from the Industrial School for Girls.                                                                                                                                                                                                                   |            |
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| 125—By Marston. To repeal section two thousand four hundred and seventy-four (2474) of the code, relating to reports and returns to the bureau of labor statistics, and to enact a substitute therefor.                                                                                                                                                                                                     |            |
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| 126—By Grier. To amend section five thousand four hundred and sixty-two (5462) of the code, relating to appeals in criminal cases.                                                                                                                                                                                                                                                                          |            |
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| 127—By Hanson. To amend the law as it appears in title seven (7), chapter two (2), section number one thousand four hundred and thirty-two (1432), relating to certificates of purchase and providing for renewal of lost or destroyed certificates of purchase.                                                                                                                                            |            |
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| 128—By Maben. To amend sections two thousand five hundred and twenty-nine (2529), two thousand five hundred and thirty (2530) and two thousand five hundred and thirty-four (2534) of the code, and to repeal and enact substitutes for sections two thousand five hundred and thirty-three (2533) and two thousand five hundred and thirty-eight (2538) thereof, relating to the state veterinary surgeon. |            |
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| 129—By Kelley (by request). Making an appropriation to compensate James Lally for services rendered the State in the matter of improvement of Capitol grounds under the orders of the Board of Capitol Commissioners.       |            |
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| 130—By Weeks. To amend section three hundred and eight (308) of the supplement to the code, as amended by chapter eleven (11), acts of the Thirty-first General Assembly, relating to the compensation of county attorneys. |            |
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| 131—By Weeks. To amend section four hundred and twenty-two (422) of the code, relative to the power of boards of supervisors, and granting thereunto additional powers.                                                     |            |
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| 132—By Weeks. To amend section four thousand and eleven (4011) of the code, relating to exemption of personal earnings.                                                                                                     |            |
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| 133—By Dow. To provide for the manufacture of binding twine in the State prison of Iowa.                                                                                                                        |            | 139—By Feay. To compel county supervisors to give bond.                                                                                                                                                                                                                |            |
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| 134—By Sullivan. To provide for the consolidation and change of boundaries of school districts in certain cities of the first class and other purposes incident thereto.                                        |            | 140—By Lee. To regulate the conduct of all employment offices or bureaus where a fee is paid for services in securing employment.                                                                                                                                      |            |
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| 135—By Meredith. To amend section five thousand and forty (5040) of the code, relating to a breach of the Sabbath.                                                                                              |            | 141—By Doran. To amend section two thousand four hundred eighty-three (2483) of the supplement to the code.                                                                                                                                                            |            |
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| 136—By Geneva. To repeal section two thousand and seventy-seven (2077) and to enact in lieu thereof a new section establishing a maximum passenger rate.                                                        |            | 142—By Reaney. To amend chapter two (2) of title ten (10) of the code, relating to United States levees, repealing section four (4), five (5), and six (6) of chapter eighty-three (83), laws of the Thirty-first General Assembly, and enacting substitutes therefor. |            |
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| 137—By Lowrey. To amend section two thousand nine hundred fifty-seven (2957) of the code and to make affidavits recorded thereunder competent evidence and the fact of the record thereof presumptive evidence. |            | 143—By Beery. To indemnify Charles H. Tribby for damages caused by sewage from the State Hospital for Insane at Mount Pleasant, Iowa.                                                                                                                                  |            |
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| 138—By Wolfe. Making an appropriation for the erection of a monument in Elmwood cemetery, De Witt, Iowa, in commemoration of the memory of one, John Lepper, and providing the method of such erection.         |            | 144—By Hanson. To amend section four thousand eight hundred two (4802) of the code relating to the defacing of buildings.                                                                                                                                              |            |
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| 145—By Earle. To legalize conveyances of real estate by foreign executors, administrators and guardians in certain cases.                                                                                                                                                                                                                                           |            |
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| 146—By Earle. To repeal chapter fifty-one (51) of the laws of the Thirtieth General Assembly of the State of Iowa, entitled an act to amend section fourteen hundred and sixty-seven (1467) of the code in relation to the collection of a tax on collateral inheritances.                                                                                          |            |
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| 147—By Harding. To legalize the action of the city council of Le Mars, Iowa, in allowing certain sums of money to the volunteer fire department of said city; in allowing certain sums of money to the Grand Army Post and instructor for a band, and in allowing to the members of the council of said city a sum claimed to be in excess of that provided by law. |            |
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| 148—By Mercer. To repeal section fifteen hundred thirty (1530) of the code, relative to the levy of taxes for roads and highways.                                                                                                                                                                                                                                   |            |
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| 149—By Dye—Relating to Intoxicating Liquors.                                                                                                                                                                                                                                                                                                                        |            |
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| 150—By Brandes. To amend section four hundred and thirty-two (432) of the code pertaining to meetings of the soldiers' relief commission.                                                                                                                                                                                                                           |            |
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| 151—By McAllister. To prevent the desecration of Memorial Day and provide a penalty therefor.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |            |
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| 152—By Moore. Amendatory to chapter six (6), title three (3) of the code, extending the jurisdiction of superior courts in cities which are not county seats, and which have now or may hereafter have a population of twenty-five thousand (25,000) or more; providing for changes of venue from superior courts in such cities; providing for trial by jury in superior courts in such cities; providing for the number of jurors in such courts in such cities and the manner of their selection; providing the manner of making certain judgments of courts in such cities liens upon real estate; providing that the filing of petitions in such courts in such cities which affect real estate shall charge third persons with notice of the pendency of the action upon filing a notice of pendency; providing for the salary of the judge of the superior court in such cities; providing for the compensation of the shorthand reporter of such court in such cities; and providing that the act shall apply to cities acting under special charter. |            |
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| 154—By Hume. Prescribing the method by which the capital stock of railroad corporations may be increased.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |            |
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| 155—By Ritter (by request). To require a person who, after suit brought in a court of record, becomes a non-resident, and also to require plaintiffs, who are unable to pay costs, to give security for costs.                                                                                                                          |       | Introduced and referred....                                                                                                                                                                                                                  | 209        |
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| 156—By Harding. To amend section seven hundred seventy-one (771) of the code supplement and section one (1), chapter twenty-nine (29) of the acts of the Thirtieth General Assembly, relating to the construction of viaducts.                                                                                                          |       | Introduced and referred....                                                                                                                                                                                                                  | 209        |
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| 157—By Lister (by request). To amend section fifteen (15), chapter one hundred twenty-two (122), laws of the Thirty-first General Assembly.                                                                                                                                                                                             |       | Introduced and referred....                                                                                                                                                                                                                  | 209        |
|                                                                                                                                                                                                                                                                                                                                         |       | Reported .....                                                                                                                                                                                                                               | 310        |
|                                                                                                                                                                                                                                                                                                                                         |       | Passed .....                                                                                                                                                                                                                                 | 398        |
|                                                                                                                                                                                                                                                                                                                                         |       | Senate indefinitely postpones .....                                                                                                                                                                                                          | 675        |
| 158—By Lister (by request). To amend section twenty-six hundred twenty-nine (2629) of the supplement to the code, twenty-six hundred thirty-one (2631) of the code, and section twenty-six hundred thirty-four-a (2634-a) of the supplement to the code, relating to the powers and duties of the State Educational Board of Examiners. |       | Introduced and referred....                                                                                                                                                                                                                  | 209        |
|                                                                                                                                                                                                                                                                                                                                         |       | Reported .....                                                                                                                                                                                                                               | 310        |
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| 159—By Stewart. To regulate and reduce freight rates on live stock.                                                                                                                                                                                                                                                                     |       | Introduced and referred....                                                                                                                                                                                                                  | 209        |
|                                                                                                                                                                                                                                                                                                                                         |       | Withdrawn from committee and House .....                                                                                                                                                                                                     | 906        |
| 160—By Miller of Bremer. To abolish the offices of State printer and State binder and to provide for the State printing and binding by the competitive contract system.                                                                                                                                                                 |       | Introduced and referred....                                                                                                                                                                                                                  | 209        |
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|                                                                                                                                                                                                                                                                                                                                         |       | Senate indefinitely postpones                                                                                                                                                                                                                | 1496       |
|                                                                                                                                                                                                                                                                                                                                         |       | 162—By Dye. To empower county agricultural societies to condemn and take private property for the use and accommodation of the public in attendance at fairs.                                                                                |            |
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|                                                                                                                                                                                                                                                                                                                                         |       | 163—By Drury. Relating to fish and game, and making appropriation for the fish and game commission of the State of Iowa.                                                                                                                     |            |
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|                                                                                                                                                                                                                                                                                                                                         |       | Introduced and referred... ..                                                                                                                                                                                                                | 218        |
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|                                                                                                                                                                                                                                                                                                                                         |       | 166—By Swan. To legalize certain actions of the board of supervisors of Appanoose county, Iowa, relating to drainage district No. 1 of said county and issuance of bonds for the payment of expenses, costs, costs of construction and fees. |            |
|                                                                                                                                                                                                                                                                                                                                         |       | Introduced and referred....                                                                                                                                                                                                                  | 218        |

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| 167—By Jones. To repeal section two thousand seventy-seven (2077) of the code, relating to maximum rates of fare and enacting a substitute therefor.                                                                                                                                                                                                                     |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                              | 218        |
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| 168—By Maben. To amend the law as it appears in section sixty-five (65) of the supplement to the code and to amend sections eighty-eight (88), ninety-nine (99) and one hundred sixteen (116) of the code, relating to the compensation of the secretary to the Governor, the deputy secretary of state, the deputy auditor of state, and the deputy treasurer of state. |            |
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| 169—By Hambleton. To provide for depositing funds of municipal corporations at interest.                                                                                                                                                                                                                                                                                 |            |
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| Withdrawn from committee and House .....                                                                                                                                                                                                                                                                                                                                 | 990        |
| 170—By Hambleton. To amend paragraph three (3) of section eight hundred and ninety-four (894) of the supplement to the code, relating to the levy of a tax for a sewer fund.                                                                                                                                                                                             |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                              | 219        |
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| 171—By Hambleton. To amend section thirteen hundred and seventy-three (1373) of the code, relating to the correction of erroneous assessments.                                                                                                                                                                                                                           |            |
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| 172—By Hambleton. To amend section thirty-four hundred and forty-seven (3447) of the code, relating to limitations of actions.                                                                                                                                                                                                            |       |
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| 173—By Hambleton. Relating to the powers of local boards of health, amending section two thousand five hundred sixty-eight (2568) of the code.                                                                                                                                                                                            |       |
| Introduced and referred....                                                                                                                                                                                                                                                                                                               | 219   |
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| 174—By Clarke. To authorize the reconsignment, without charge, to a new destination, of property forwarded by a common carrier and to provide for the treatment of the same as an original shipment.                                                                                                                                      |       |
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| 175—By Miller of Dubuque. To amend chapter fourteen (14) of title five (5) of the code, relating to the management of water-works in special charter cities having a population of thirty-five thousand (35,000) or more, and all acts or parts of acts in so far as they conflict with this act not to be applicable to any such cities. |       |
| Introduced and referred....                                                                                                                                                                                                                                                                                                               | 220   |
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| 176—By Miller of Dubuque. To repeal chapter fifty-one (51) of the acts of the Twenty-ninth General Assembly, relating to compensation of water-works trustees in special charter cities having a population of thirty thousand (30,000) or more.                                                                                          |       |
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| 177—By Miller of Dubuque. Providing that chapter eight (8) of title six (6) of the code, relating to removal of municipal officers, be made applicable to special charter cities.                                                                                                                                                         |       |
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| 178—By committee on judiciary. To amend section eleven hundred seventy-seven (1177) of the code, rela-                                                                                                                                                                                                                                    |       |

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| tive to the time of qualifying for office.                                                                                                                                                                                                     |          |
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| <br>179—By Hanson. To amend chapter one hundred and eighty-six (186) of the laws of the Thirtieth General Assembly relating to meandered lake beds, and enlarging the meaning of "a bona fide purchaser," under section seven (7) of said act. |          |
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| <br>180—By White. To regulate demurrage and storage charges and to prevent delays in furnishing cars and in the transportation and delivery by railroads of freight other than perishable freight.                                             |          |
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| <br>181—By Springer (by request). Making an appropriation for the Independence State Hospital.                                                                                                                                                 |          |
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| <br>182—By Elliott. Making an appropriation for the Clarinda State Hospital.                                                                                                                                                                   |          |
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| <br>183—By Webster (by request). To protect residents of this State from annoyance and loss by unscrupulous publishers, through alleged implied contracts.                                                                                     |          |
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| <br>184—By Welden (by request). Making an appropriation for the Industrial School for Boys.                                                                                                                                                    |          |
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| <br>185—By Kelley. Making an appropriation for the Industrial School for Girls.                                                                                                                                                                |          |
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| <br>186—By Beery (by request). Making an appropriation for the Mount Pleasant State Hospital.                                                                                                                                                  |          |
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| <br>187—By Balluff. Making an appropriation for the Iowa Soldiers' Orphans' Home.                                                                                                                                                              |          |
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| 188—By Hanna. Making an appropriation for the College for the Blind at Vinton.                                                                                                                                                                               |          |
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| <br>189—By Paul (by request). Making an appropriation for the State penitentiary at Anamosa.                                                                                                                                                                 |          |
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| <br>190—By McDonald. To amend section four thousand two hundred and twenty-three (4223) of the code, relating to bringing action to quiet title.                                                                                                             |          |
| Introduced and referred....                                                                                                                                                                                                                                  | 234      |
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| <br>191—By Hickey. Making an appropriation for the Cherokee State Hospital.                                                                                                                                                                                  |          |
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| <br>192—By Jones (by request). Making an appropriation for the salary and expenses of State agents and other expenses incurred under chapter one hundred and eighty-one (181) of the acts of the Thirty-first General Assembly.                              |          |
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| <br>193—By Jones. Providing for the creation and equipment of a building in the city of Des Moines for the use of the Board of Control of State Institutions and the adjutant general, and to include a State arsenal, and making an appropriation therefor. |          |
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| <br>194—By Clarke. Commanding the board of railroad commissioners to establish and put in effect certain freight rates under certain conditions.                                                                                                             |          |
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| <br>195—By Greenwood. Making an appropriation for the Institution for Feeble-Minded Children at Glenwood.                                                                                                                                                    |          |
| Introduced and referred....                                                                                                                                                                                                                                  | 235      |
| <br>196—By Holmes. To revise the law relating to the sentence and commitment of persons convicted of crime, and providing for a system of reform and parole and                                                                                              |          |

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| to create the necessary of-<br>ficers therefor, defining<br>their powers and duties,<br>and to fix their compensa-<br>tion, and appropriating<br>the money necessary to<br>carry the same into effect,<br>and to repeal all acts and<br>parts of acts in conflict<br>therewith. |            |
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| <br>197—By Van Houten. To legal-<br>ize the acts of the city<br>council of the city of<br>Bedford in the adoption of<br>the "revised ordinances"<br>of said city and establish-<br>ing a permanent grade and<br>annexation of territory<br>thereto.                             |            |
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| Signed .....                                                                                                                                                                                                                                                                    | 1157       |
| Sent to the Governor....                                                                                                                                                                                                                                                        | 1148       |
| <br>198—By McDonald. To amend<br>section three thousand<br>five hundred thirty-eight<br>(3538) of the code, rela-<br>tive to notice and publi-<br>cation thereof to unknown<br>claimants.                                                                                       |            |
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| <br>199—By Dye of Pottawattamie.<br>To provide for the repeal<br>of the law as it now<br>stands in regard to the se-<br>lection of names for jury<br>lists for the grand and<br>trial juries and to enact<br>a substitute therefor.                                             |            |
| Introduced and referred....                                                                                                                                                                                                                                                     | 247        |
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| <br>200—By Bonwell (by request).<br>To provide for the repeal<br>of the law as it now<br>stands in regard to the se-<br>lection of names for jury<br>lists for the grand and<br>trial juries to enact a sub-<br>stitute therefor.                                               |            |
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| Reported unfavorably .....                                                                                                                                                                                                                                                      | 892        |
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| <br>201—By Jones. To reimburse<br>John F. Riggs, superin-<br>tendent of public instruc-<br>tion, for sums paid out by<br>him on account of the<br>State Educational Board<br>of Examiners.                                                                                      |            |
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| Signed .....                                                                                                                                                                                                                                      | 514        |
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| <br>202—By Mercer (by request).<br>To amend section one<br>thousand three hundred<br>four (1304) of the code,<br>relating to exemptions<br>from taxation.                                                                                         |            |
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| Signed .....                                                                                                                                                                                                                                      | 1286       |
| Sent to the Governor.....                                                                                                                                                                                                                         | 1282       |
| <br>203—By Miller of Dubuque. To<br>amend section four thou-<br>sand nine hundred sixty-<br>nine (4969) of the code,<br>relating to the inhumane<br>treatment of animals.                                                                         |            |
| Introduced and referred....                                                                                                                                                                                                                       | 248        |
| Reported unfavorably .....                                                                                                                                                                                                                        | 737        |
| Indefinitely postponed .....                                                                                                                                                                                                                      | 738        |
| <br>204—By Bascom. To amend<br>section seven hundred<br>seventy-six (776) of the<br>code, relating to the pub-<br>lication of notices of<br>questions submitted to the<br>voters of cities and in-<br>corporated towns.                           |            |
| Introduced and referred... ..                                                                                                                                                                                                                     | 248        |
| Reported .....                                                                                                                                                                                                                                    | 323        |
| Amended and passed.....                                                                                                                                                                                                                           | 407        |
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| House concurs .....                                                                                                                                                                                                                               | 779, 780   |
| Enrolled .....                                                                                                                                                                                                                                    | 798        |
| Signed .....                                                                                                                                                                                                                                      | 814        |
| Sent to the Governor.....                                                                                                                                                                                                                         | 799        |
| <br>205—By Flugum (by request).<br>To create a lien in favor<br>of persons owning or op-<br>erating threshing ma-<br>chines and additional to<br>chapter eight (8), title<br>fifteen (15) of the code<br>of Iowa.                                 |            |
| Introduced and referred....                                                                                                                                                                                                                       | 248        |
| Reported unfavorably .....                                                                                                                                                                                                                        | 321        |
| Indefinitely postponed .....                                                                                                                                                                                                                      | 321        |
| <br>206—By Brandes. Making an ap-<br>propriation for the School<br>for the Deaf at Council<br>Bluffs.                                                                                                                                             |            |
| Introduced and referred....                                                                                                                                                                                                                       | 248        |
| <br>207—By Geneva. To repeal sec-<br>tions four hundred fifty-<br>eight (458) and four<br>hundred fifty-nine (459)<br>of the code and to enact<br>a substitute therefor re-<br>lating to taxation of dogs<br>and injuries to domestic<br>animals. |            |
| Introduced and referred... ..                                                                                                                                                                                                                     | 248        |
| Reported with amendments                                                                                                                                                                                                                          | 735        |
| Amendments adopted .....                                                                                                                                                                                                                          | 830        |
| Amended .....                                                                                                                                                                                                                                     | 830, 831   |

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| Passed .....                                                                                                                                                                                                                                                                                                       | 831, 832   |
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| Passed Senate .....                                                                                                                                                                                                                                                                                                | 1200       |
| Enrolled .....                                                                                                                                                                                                                                                                                                     | 1278, 1280 |
| Signed .....                                                                                                                                                                                                                                                                                                       | 1286       |
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| Petition .....                                                                                                                                                                                                                                                                                                     | 614        |
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| 208—By Sparks (by request).                                                                                                                                                                                                                                                                                        |            |
| Amending section five thousand three hundred fourteen (5314) of the code, and providing for the compensation of attorneys appointed by the court to defend persons charged with certain crimes.                                                                                                                    |            |
| Introduced and referred.                                                                                                                                                                                                                                                                                           | 248, 249   |
| Reported .....                                                                                                                                                                                                                                                                                                     | 1290       |
| Rereferred .....                                                                                                                                                                                                                                                                                                   | 1403, 1404 |
| Substitute reported .....                                                                                                                                                                                                                                                                                          | 1405       |
| Substitute adopted .....                                                                                                                                                                                                                                                                                           | 1413       |
| Lost on passage.....                                                                                                                                                                                                                                                                                               | 1413, 1414 |
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| 209—By McAllister. To provide for the assessment and taxation of rural and farm telephone lines and amendatory and additional to chapter one (1), title seven (7) of the code of Iowa.                                                                                                                             |            |
| Introduced and referred.                                                                                                                                                                                                                                                                                           | 258, 259   |
| Reported .....                                                                                                                                                                                                                                                                                                     | 310        |
| Amended .....                                                                                                                                                                                                                                                                                                      | 399, 400   |
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| *Senate indefinitely postpones .....                                                                                                                                                                                                                                                                               | 530        |
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| *Erroneously printed Senate File No. 209.                                                                                                                                                                                                                                                                          |            |
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| 210—By Webster. To promote the safety of employes and travelers upon railroads by limiting the hours of service thereon.                                                                                                                                                                                           |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                        | 259        |
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| 211—By Hambleton. To legalize the making of certain plats made by the county auditors of Iowa or by the county surveyor for the owner, and the recording of the same by the county recorders of Iowa, and to legalize the descriptions of land in all instruments, conveyances and incumbrances referring thereto. |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                        | 259        |
| Reported .....                                                                                                                                                                                                                                                                                                     | 282        |
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| House concurs .....                                                                                                                                                                                                                                                                                                | 517, 518   |
| Enrolled .....                                                                                                                                                                                                                                                                                                     | 589, 590   |
| Signed .....                                                                                                                                                                                                                                                                                                       | 598        |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                          | 626        |

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| 212—By Teter. Providing for the examination and firing of shots in mines where shooting and blasting is done [additional to chapter nine (9) of title twelve (12) of the supplement to the code], and to repeal section twenty-four hundred and ninety-five-b (2495-b) of the supplement to the code.                       |          |
| Introduced and referred...                                                                                                                                                                                                                                                                                                  | 259      |
| Reported with amendment..                                                                                                                                                                                                                                                                                                   | 549      |
| Amendment adopted .....                                                                                                                                                                                                                                                                                                     | 678      |
| Passed .....                                                                                                                                                                                                                                                                                                                | 678      |
| Senate indefinitely postpones                                                                                                                                                                                                                                                                                               | 1340     |
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| 213—By Sparks (by request). To amend section two thousand and seventy-one (2071) of the code, as amended by chapter forty-nine (49) of the acts of the Twenty-seventh General Assembly of 1898, relating to liability for negligence or wrongs of employes, and to prior contracts not a bar or defense to cause of action. |          |
| Introduced and referred....                                                                                                                                                                                                                                                                                                 | 259      |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                  | 507      |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                | 508      |
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| 214—By Ritter. To make an appropriation for a building and equipment for and for the maintenance of the School of Ceramics.                                                                                                                                                                                                 |          |
| Introduced and referred....                                                                                                                                                                                                                                                                                                 | 259      |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                  | 621      |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                | 621      |
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| 215—By Mason. Providing for purchase and erection of a monument in memory of the Indian Chief Black Hawk and at the point of the first military post in the State of Iowa, and making an appropriation therefor.                                                                                                            |          |
| Introduced and referred.                                                                                                                                                                                                                                                                                                    | 259, 260 |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                  | 638      |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                | 638      |
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| 216—By Shaffer. To amend chapter ninety-eight (98), acts of the Thirty-first General Assembly, relative to the registration and publication of pedigrees.                                                                                                                                                                   |          |
| Introduced and referred....                                                                                                                                                                                                                                                                                                 | 274      |
| Reported with amendment..                                                                                                                                                                                                                                                                                                   | 481      |
| Withdrawn from House....                                                                                                                                                                                                                                                                                                    | 502      |
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| 217—By Bixby. To amend the law as it appears in section one hundred and sixty-eight (168) and section twenty-six hundred and thirty-four-a (2634-a) of the supplement to the code, providing for furnishing the educational board of examiners with supplies and printing and for the payment of the ex-                    |          |

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| penses of the educational board of examiners.                                                                                                                                                                                                                                                |          |
| Introduced and referred.                                                                                                                                                                                                                                                                     | 274, 275 |
| Reported with amendment.                                                                                                                                                                                                                                                                     | 509      |
| Amendment adopted.                                                                                                                                                                                                                                                                           | 559, 560 |
| Passed.                                                                                                                                                                                                                                                                                      | 560      |
| Title amended.                                                                                                                                                                                                                                                                               | 560      |
| Senate indefinitely postponed.                                                                                                                                                                                                                                                               | 675      |
| 218—By Balluff. To repeal section three hundred and thirty-four (334) of the code, relating to excusing persons from jury service and to enact a substitute for said section.                                                                                                                |          |
| Introduced and referred.                                                                                                                                                                                                                                                                     | 275      |
| Reported unfavorably.                                                                                                                                                                                                                                                                        | 391      |
| Indefinitely postponed.                                                                                                                                                                                                                                                                      | 391      |
| 219—By Balluff (by request). Providing for the inspection of steam boilers, generators, superheaters and creating the office of state boiler inspector, defining his duties thereunder and providing penalties for the violation thereof.                                                    |          |
| Introduced and referred.                                                                                                                                                                                                                                                                     | 275      |
| Reported unfavorably.                                                                                                                                                                                                                                                                        | 1143     |
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| 220—By the Committee on Railroads and Commerce. To repeal sections two thousand (2076) and two thousand and seventy-seven (2077) of the code, and to enact a substitute therefor.                                                                                                            |          |
| Introduced and passed on file.                                                                                                                                                                                                                                                               | 275      |
| Made a special order.                                                                                                                                                                                                                                                                        | 275      |
| Amended and passed.                                                                                                                                                                                                                                                                          | 295, 296 |
| Title amended.                                                                                                                                                                                                                                                                               | 296      |
| Amended and passed Senate.                                                                                                                                                                                                                                                                   | 572, 573 |
| House concurs.                                                                                                                                                                                                                                                                               | 575, 576 |
| Enrolled.                                                                                                                                                                                                                                                                                    | 589, 590 |
| Signed.                                                                                                                                                                                                                                                                                      | 598      |
| Sent to the Governor.                                                                                                                                                                                                                                                                        | 626      |
| 221—By Stoltenberg. Providing for the inspection of steam boilers; providing for safety appliances to be used on such boilers; providing for the appointment of inspectors, and providing for the enforcement of the provisions of this act, and fixing penalties for the violation thereof. |          |
| Introduced and referred.                                                                                                                                                                                                                                                                     | 288      |
| Withdrawn from committee and House.                                                                                                                                                                                                                                                          | 1102     |
| 222—By Sparks (by request). To amend section two thousand eight hundred twenty-three-o (2823-o) of chapter fourteen-c (14-c) of the supplement to the code, relating to the distribution of books in school districts.                                                                       |          |

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| Introduced and referred.                                                                                                                                                                                                                                                                                                                                                                           | 288           |
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| Passed.                                                                                                                                                                                                                                                                                                                                                                                            | 462, 463      |
| Senate indefinitely postponed.                                                                                                                                                                                                                                                                                                                                                                     | 530           |
| 223—By Greenwood. Making an appropriation for the institution for feeble-minded children at Glenwood, Iowa.                                                                                                                                                                                                                                                                                        |               |
| Introduced and referred.                                                                                                                                                                                                                                                                                                                                                                           | 288, 289      |
| 224—By Wolfe. To amend section twenty-five hundred fifty-one (2551) of the supplement to the code, relative to the protection of game.                                                                                                                                                                                                                                                             |               |
| Introduced and referred.                                                                                                                                                                                                                                                                                                                                                                           | 289           |
| Petition.                                                                                                                                                                                                                                                                                                                                                                                          | 663           |
| 225—By Swan. Creating the office of examiner of train dispatchers and railway telegraph operators and requiring all train dispatchers and railway operators to have certificates of qualifications, and making it unlawful for any railway company to employ any train dispatcher or telegraph operator without first having obtained such certificate, and providing for a violation of this act. |               |
| Introduced and referred.                                                                                                                                                                                                                                                                                                                                                                           | 289           |
| Reported unfavorably.                                                                                                                                                                                                                                                                                                                                                                              | 339           |
| Indefinitely postponed.                                                                                                                                                                                                                                                                                                                                                                            | 339           |
| 226—By Schulte (by request). Relating to the organization and officers of cities and towns, amending chapter two (2), title five (5), of the code and of the supplement to the code.                                                                                                                                                                                                               |               |
| Introduced and referred.                                                                                                                                                                                                                                                                                                                                                                           | 289           |
| Substitute reported.                                                                                                                                                                                                                                                                                                                                                                               | 640           |
| Made a special order.                                                                                                                                                                                                                                                                                                                                                                              | 788, 907, 923 |
| Withdrawn from House.                                                                                                                                                                                                                                                                                                                                                                              | 1102          |
| 227—By Schulte (by request). Relating to the board of public works in certain cities, repealing sections eight hundred and sixty-three (863) and eight hundred and sixty-five (865) of the code, and enacting substitutes therefor, and amending sections eight hundred and sixty-seven (867), eight hundred and seventy-one (871), and eight hundred seventy-three (873) of the code.             |               |
| Introduced and referred.                                                                                                                                                                                                                                                                                                                                                                           | 289           |
| Withdrawn from committee and House.                                                                                                                                                                                                                                                                                                                                                                | 1102          |
| 228—By Mason. To amend the law as it appears in section forty-nine hundred and ninety-nine-b (4999-b) of the supplement to the                                                                                                                                                                                                                                                                     |               |

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| code, relating to the safe-guarding of machinery.                                                                                                                                                                |            |
| Introduced and referred                                                                                                                                                                                          | 289, 290   |
| Reported                                                                                                                                                                                                         | 436        |
| Amended and passed                                                                                                                                                                                               | 470, 471   |
| Title amended                                                                                                                                                                                                    | 471        |
| Amended and passed Senate                                                                                                                                                                                        | 1057       |
| Senate passes substitute                                                                                                                                                                                         | 1203       |
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| Passed                                                                                                                                                                                                           | 1285, 1286 |
| Explanation of vote                                                                                                                                                                                              | 1286       |
| <br>                                                                                                                                                                                                             |            |
| 229—By Moore. Requiring all guaranty, fidelity and surety companies doing business in the State of Iowa to deposit with the auditor of the State a guarantee fund for the protection of citizens of the State.   |            |
| Introduced and referred                                                                                                                                                                                          | 290        |
| Reported unfavorably                                                                                                                                                                                             | 433        |
| Indefinitely postponed                                                                                                                                                                                           | 433        |
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| 230—By Moore (by request). To exempt cities organized under special charter from liability for injury or damage sustained upon public ways and sidewalks.                                                        |            |
| Introduced and referred                                                                                                                                                                                          | 290        |
| Reported unfavorably                                                                                                                                                                                             | 493        |
| Indefinitely postponed                                                                                                                                                                                           | 493        |
| <br>                                                                                                                                                                                                             |            |
| 231—By Kelley. To repeal section forty-six hundred (4600) of the code, relative to the accounting for fees and compensation of justices of the peace and constables, and to enact in lieu thereof the following. |            |
| Introduced and referred                                                                                                                                                                                          | 290        |
| Reported                                                                                                                                                                                                         | 511        |
| Considered and rereferred                                                                                                                                                                                        | 607        |
| Recalled and rereferred                                                                                                                                                                                          | 923        |
| Reported with amendment                                                                                                                                                                                          | 1081       |
| Amendment adopted                                                                                                                                                                                                | 1190, 1191 |
| Passed                                                                                                                                                                                                           | 1191       |
| Amended and passed Senate                                                                                                                                                                                        | 1486       |
| House concurs                                                                                                                                                                                                    | 1503, 1504 |
| Enrolled                                                                                                                                                                                                         | 1151, 1555 |
| Signed                                                                                                                                                                                                           | 1532       |
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| 232—By Teter. Making an appropriation for the State hospital for inebriates at Knoxville.                                                                                                                        |            |
| Introduced and referred                                                                                                                                                                                          | 290        |
| <br>                                                                                                                                                                                                             |            |
| 233—By Lee. Relating to the pleading and proof of negligence, and providing for the rule of comparative negligence and for the submission of questions of negligence to the jury.                                |            |
| Introduced and referred                                                                                                                                                                                          | 290        |
| Reported unfavorably                                                                                                                                                                                             | 1076       |
| Indefinitely postponed                                                                                                                                                                                           | 1076       |
| Petition                                                                                                                                                                                                         | 795        |

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| 234—By Lee. Relating to the assumption of risks by employees.                                                                                                                                                                                                                                                                                                                                         |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                                                                                               | 290        |
| Senate file No. 226 reported as substitute for                                                                                                                                                                                                                                                                                                                                                        | 969        |
| Petition                                                                                                                                                                                                                                                                                                                                                                                              | 795        |
| <br>                                                                                                                                                                                                                                                                                                                                                                                                  |            |
| 235—By McAllister. To legalize the proceedings of the board of supervisors of Linn county, Iowa, in selecting May's Island to be the voting place for the legal voters of Cedar township, Linn county, Iowa.                                                                                                                                                                                          |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                                                                                               | 305        |
| Withdrawn from committee and House                                                                                                                                                                                                                                                                                                                                                                    | 1102       |
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| 236—By Calkins. To tax mortgages.                                                                                                                                                                                                                                                                                                                                                                     |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                                                                                               | 305, 306   |
| Reported unfavorably                                                                                                                                                                                                                                                                                                                                                                                  | 1167       |
| Indefinitely postponed                                                                                                                                                                                                                                                                                                                                                                                | 1167       |
| <br>                                                                                                                                                                                                                                                                                                                                                                                                  |            |
| 237—By Springer. Providing for the deposit with the auditor of State of funds, approved bonds or notes secured by approved real estate mortgages, by surety or indemnity companies or corporations and making such funds, approved bonds or notes secured by approved real estate mortgages, subject to execution upon judgments rendered by the courts of this State or by the United States courts. |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                                                                                               | 306        |
| Reported                                                                                                                                                                                                                                                                                                                                                                                              | 434        |
| Withdrawn from House                                                                                                                                                                                                                                                                                                                                                                                  | 549        |
| <br>                                                                                                                                                                                                                                                                                                                                                                                                  |            |
| 238—By Meredith. To legalize county certificates issued by county superintendents prior to October 1, 1906, and to declare the rights of the holders thereof.                                                                                                                                                                                                                                         |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                                                                                               | 306        |
| Reported                                                                                                                                                                                                                                                                                                                                                                                              | 752        |
| Considered                                                                                                                                                                                                                                                                                                                                                                                            | 871        |
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| Explanation of vote                                                                                                                                                                                                                                                                                                                                                                                   | 873        |
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| <br>                                                                                                                                                                                                                                                                                                                                                                                                  |            |
| 239—By Jones. To amend section seventeen hundred and sixty-eight (1768) of the code relating to life insurance companies.                                                                                                                                                                                                                                                                             |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                                                                                               | 306        |
| Reported                                                                                                                                                                                                                                                                                                                                                                                              | 324        |
| Passed                                                                                                                                                                                                                                                                                                                                                                                                | 421, 422   |
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| Signed                                                                                                                                                                                                                                                                                                                                                                                                | 1157       |
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| 240—By Arney. Making an appropriation for the Iowa Soldiers' Home.                                                                                                                                                                                                                                                                                                                                    |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                                                                                               | 306        |

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| 241—By Jones. Establishing an agricultural and manual training school, providing for the management, control and operation thereof, creating a board of trustees therefor, establishing courses of study therein, and making appropriations for the creation and support thereof.                                                                                                                                                                                                                                |               |
| Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 306           |
| Petitions .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 548, 636      |
| 242—By Clary. To legalize the submission to the electors of Chickasaw county, Iowa, the question, viz: Shall the board of supervisors of Chickasaw county, Iowa, be empowered to expend and appropriate a sum not to exceed twenty-five thousand dollars (\$25,000) for the erection of a poorhouse for Chickasaw county, Iowa?                                                                                                                                                                                  |               |
| Introduced and referred                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 306, 307      |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 321           |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 401, 402      |
| Amended and passed Senate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 455           |
| House concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 468, 469      |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 512, 513      |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 514           |
| Sent to the Governor .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 627           |
| 243—By Marston (by request). To provide for the licensing of persons to hunt, pursue, kill and take wild animals, birds and game in this State, and the payment of such license fees into the State treasury for the use of the fish and game warden, and the punishment of unauthorized persons for hunting, pursuing, killing and taking of any wild animals, birds or game within the State, and amending section twenty-five hundred sixty-two (2562) of the code, relating to deputy fish and game wardens. |               |
| Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 310           |
| Substitute reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 739           |
| Substitute adopted .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 859, 860      |
| Amended .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 860, 861, 862 |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 862           |
| Petitions .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 686, 687, 728 |
| 244—By Mason. To amend section three hundred three-a (303-a) of the supplement to the code, relating to the compensation of assistant county attorneys.                                                                                                                                                                                                                                                                                                                                                          |               |
| Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 311           |
| Substitute reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1076          |
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| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 1188          |
| Title amended .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1188          |
| 245—By Fox. To legalize the incorporation of the town of Granger, Dallas county, Iowa; the election of its                                                                                                                                                                                                                                                                                                                                                                                                       |               |

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| officers, the passage of all its ordinances and resolutions, and all acts done by the town council of said town.                                                                                                                                                |          |
| Introduced and referred ...                                                                                                                                                                                                                                     | 311      |
| Reported .....                                                                                                                                                                                                                                                  | 322      |
| Passed .....                                                                                                                                                                                                                                                    | 408      |
| Passed Senate .....                                                                                                                                                                                                                                             | 529      |
| Enrolled .....                                                                                                                                                                                                                                                  | 589, 590 |
| Signed .....                                                                                                                                                                                                                                                    | 598      |
| Sent to the Governor .....                                                                                                                                                                                                                                      | 627      |
| 246—By Bixby. To make an appropriation to the Iowa State College of Agriculture and Mechanic Arts, to be spent in furtherance of the interests of the Corn Growers' Association.                                                                                |          |
| Introduced and referred ...                                                                                                                                                                                                                                     | 311      |
| Reported unfavorably .....                                                                                                                                                                                                                                      | 1079     |
| Indefinitely postponed .....                                                                                                                                                                                                                                    | 1079     |
| 247—By Clary. To amend section fifty-four hundred and twenty-four (5424) of the code with reference to granting new trials in criminal cases, on account of newly discovered evidence.                                                                          |          |
| Introduced and referred ...                                                                                                                                                                                                                                     | 311      |
| Reported .....                                                                                                                                                                                                                                                  | 413      |
| Passed .....                                                                                                                                                                                                                                                    | 445      |
| Senate indefinitely postponed .....                                                                                                                                                                                                                             | 754      |
| 248—By Sullivan. To provide for a public school-teachers' retirement fund in school districts having a population of over ten thousand (10,000) inhabitants.                                                                                                    |          |
| Introduced and referred ...                                                                                                                                                                                                                                     | 311      |
| Reported unfavorably .....                                                                                                                                                                                                                                      | 637      |
| Indefinitely postponed .....                                                                                                                                                                                                                                    | 638      |
| Petition .....                                                                                                                                                                                                                                                  | 548      |
| 249—By Swift. To amend section four thousand one hundred ten (4110) of the code, relating to appeals in civil cases.                                                                                                                                            |          |
| Introduced and referred ...                                                                                                                                                                                                                                     | 311      |
| Reported unfavorably .....                                                                                                                                                                                                                                      | 507      |
| Indefinitely postponed .....                                                                                                                                                                                                                                    | 507      |
| 250—By Swift. To amend section five thousand four hundred forty-eight (5448) of the code, relating to appeals in criminal cases.                                                                                                                                |          |
| Introduced and referred                                                                                                                                                                                                                                         | 311, 312 |
| Reported unfavorably .....                                                                                                                                                                                                                                      | 507      |
| Indefinitely postponed .....                                                                                                                                                                                                                                    | 507      |
| 251—By Sidey. To legalize the incorporation of the town of Bridgewater, Iowa, the election of its officers, the passage of its ordinances, and resolutions and acts done by the city council in the adoption and enforcement of its ordinances and resolutions. |          |
| Introduced and referred ...                                                                                                                                                                                                                                     | 324      |

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| Reported .....                                                                                                                                                                                                                                                                                            | 434        | count of injuries received while in the employ of the State of Iowa in the construction of a State building and directing the manner of payment of such appropriation.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |          |
| Passed .....                                                                                                                                                                                                                                                                                              | 464, 465   | Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 325      |
| Amended and passed Senate                                                                                                                                                                                                                                                                                 | 754        | Withdrawn from committee and House .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1221     |
| House refuses to concur                                                                                                                                                                                                                                                                                   | 777, 778   |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |          |
| Senate recedes .....                                                                                                                                                                                                                                                                                      | 1151       | 257—By Swift (by request). Defining the duties of county surveyors and providing compensation for the same.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |          |
| Enrolled .....                                                                                                                                                                                                                                                                                            | 1195, 1196 | Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 325      |
| Signed .....                                                                                                                                                                                                                                                                                              | 1221       | Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 843      |
| Sent to the Governor .....                                                                                                                                                                                                                                                                                | 1197       | Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 843      |
| 252—By Paul. To repeal section twenty-eight hundred fourteen (2814) of the code and enact a substitute therefor relative to the acquisition of school sites.                                                                                                                                              |            | 258—By Military Committee. To amend the law as it appears in section twenty-two hundred and eleven (2211) of the supplement to the code and section eighteen (18) of chapter ninety-one (91) of the acts of the Thirty-first General Assembly and to repeal section twelve (12) of chapter seventy-seven (77) of the acts of the thirtieth General Assembly and section fourteen (14) of chapter ninety-one (91) of the acts of the Thirty-first General Assembly and to enact substitutes therefor and to provide for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued to them by the State for military purposes. |          |
| Introduced and referred ...                                                                                                                                                                                                                                                                               | 324        | Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 340      |
| Substitute reported .....                                                                                                                                                                                                                                                                                 | 509        | Recalled and rereferred ...                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 419      |
| Amended and passed .....                                                                                                                                                                                                                                                                                  | 606, 607   | Withdrawn from House ...                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 598      |
| Passed Senate .....                                                                                                                                                                                                                                                                                       | 1363       | Petitions .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 432      |
| Enrolled .....                                                                                                                                                                                                                                                                                            | 1430       | 259—By Holmes. To provide for reports of statistics by railway companies.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |          |
| Signed .....                                                                                                                                                                                                                                                                                              | 1443       | Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 340      |
| Sent to the Governor .....                                                                                                                                                                                                                                                                                | 1431       | Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 841      |
| 253—By Geneva. To exempt from taxation Farmers' Rural Mutual telephone lines so long as no dividends or profits are derived therefrom and amending section thirteen hundred and four (1304) paragraph one (1) of the supplement to the code and section thirteen hundred twenty-eight (1328) of the code. |            | Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 841      |
| Introduced and referred ...                                                                                                                                                                                                                                                                               | 325        | 260—By Harvey. To amend section twenty-six hundred twenty-six (2626) of the code and section seventeen (17), chapter one hundred twenty-two (122) laws of the Thirty-first General Assembly, relating to the support of County teachers' institutes.                                                                                                                                                                                                                                                                                                                                                                                                                              |          |
| Reported .....                                                                                                                                                                                                                                                                                            | 555        | Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 340      |
| Amended .....                                                                                                                                                                                                                                                                                             | 610        | Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 508      |
| Ordered printed in journal.                                                                                                                                                                                                                                                                               | 610        | Amended and passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 540, 541 |
| Amended .....                                                                                                                                                                                                                                                                                             | 679        | Motion to reconsider filed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 548      |
| Lost on passage .....                                                                                                                                                                                                                                                                                     | 679, 680   | Motion to reconsider lost..                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 680      |
| Motion to reconsider filed..                                                                                                                                                                                                                                                                              | 726        | Senate indefinitely postpones .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 802      |
| Motion to reconsider lost...                                                                                                                                                                                                                                                                              | 794        | Petitions ....491, 504, 526, 547, 548, 567.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 547      |
| 254—By Beery. Providing for placing a statue in bronze of James Harlan, ex-Senator of Iowa, in the National Statuary hall in the Capitol building at Washington, D. C., and appropriating money to pay therefor.                                                                                          |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |          |
| Introduced and referred ...                                                                                                                                                                                                                                                                               | 325        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |          |
| Reported .....                                                                                                                                                                                                                                                                                            | 823        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |          |
| Made a special order .....                                                                                                                                                                                                                                                                                | 824        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |          |
| Senate file No. 183 substituted for, on calendar..                                                                                                                                                                                                                                                        | 883        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |          |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                              | 884        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |          |
| (See Senate file No. 183.)                                                                                                                                                                                                                                                                                |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |          |
| 255—By Beery. To amend section three (3), chapter one hundred eighty-five (185) of the acts of the thirty-first General Assembly relative to increasing the agricultural extension work and making an annual appropriation therefor.                                                                      |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |          |
| Introduced and referred ...                                                                                                                                                                                                                                                                               | 325        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |          |
| 256—By Sullivan (by request). To appropriate the sum of ten thousand dollars (\$10,000) for the relief of Earnest L. Ireland on ac-                                                                                                                                                                       |            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |          |

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| 261—By Springer. To amend section sixteen hundred and ten (1610) of the supplement to the code, relating to "articles of incorporation and incorporation fees."                                                   |            |
| Introduced and referred ...                                                                                                                                                                                       | 340        |
| Reported with amendment...                                                                                                                                                                                        | 554        |
| Rereferred .....                                                                                                                                                                                                  | 597, 598   |
| Reported unfavorably .....                                                                                                                                                                                        | 730        |
| Indefinitely postponed.....                                                                                                                                                                                       | 730        |
| 262—By Shaffer. Providing for the payment of premiums on surety or fidelity bonds out of the public treasuries for certain officers, and providing for interest on public funds held on deposit by such officers. |            |
| Introduced and referred 341                                                                                                                                                                                       | 341        |
| Reported unfavorably .....                                                                                                                                                                                        | 822        |
| Indefinitely postponed .....                                                                                                                                                                                      | 823        |
| 263—By White. To amend section twenty-one hundred fifty (2150) of the code, relating to the transportation of pupils to and from public schools.                                                                  |            |
| Introduced and referred ...                                                                                                                                                                                       | 341        |
| Substitute reported .....                                                                                                                                                                                         | 509        |
| Amended and passed ...                                                                                                                                                                                            | 581, 582   |
| Title amended .....                                                                                                                                                                                               | 582        |
| 264—By Cottrell. To provide for the drafting of bills for members of the General Assembly and for the gathering of information relating to legislation in this and other states.                                  |            |
| Introduced and referred....                                                                                                                                                                                       | 341        |
| Reported with amendments                                                                                                                                                                                          | 570        |
| Rereferred .....                                                                                                                                                                                                  | 570        |
| Substitute reported .....                                                                                                                                                                                         | 688        |
| Substitute adopted and passed .....                                                                                                                                                                               | 782        |
| Senate indefinitely postponed .....                                                                                                                                                                               | 926        |
| 265—By Allred. To repeal section four thousand nine hundred and fourteen (4914) of the code, relating to offenses against the rights of suffrage and to enact a substitute in lieu therefor.                      |            |
| Introduced and referred...                                                                                                                                                                                        | 341        |
| Withdrawn from committee and House .....                                                                                                                                                                          | 906        |
| 266—By Clarke. To repeal section two thousand five hundred and seventy-eight (2578) of the code and to enact a substitute therefor relating to the revocation of physicians' certificates.                        |            |
| Introduced and referred ...                                                                                                                                                                                       | 341        |
| Reported .....                                                                                                                                                                                                    | 878        |
| Amended .....                                                                                                                                                                                                     | 1038       |
| Passed .....                                                                                                                                                                                                      | 1039       |
| Amended and passed Senate                                                                                                                                                                                         | 1240       |
| House concurs.....                                                                                                                                                                                                | 1313       |
| Enrolled .....                                                                                                                                                                                                    | 1355, 1356 |
| Signed .....                                                                                                                                                                                                      | 1367       |
| Sent to the Governor .....                                                                                                                                                                                        | 1358       |

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| 267—By Hamilton. To amend section thirteen hundred and four (1304) of the code, relating to the including of life insurance policies in property exempt from taxation.                                                                                   |            |
| Introduced and referred ...                                                                                                                                                                                                                              | 394        |
| Withdrawn from committee and House .....                                                                                                                                                                                                                 | 549        |
| 268—By Clary. To define and regulate the practice of optometry, and for creation of a board of examiners in optometry.                                                                                                                                   |            |
| Introduced and referred ...                                                                                                                                                                                                                              | 394        |
| Reported with amendments.                                                                                                                                                                                                                                | 1070       |
| Amendments adopted .....                                                                                                                                                                                                                                 | 1157       |
| Amended and passed ..                                                                                                                                                                                                                                    | 1157, 1158 |
| Senate indefinitely postponed .....                                                                                                                                                                                                                      | 1339       |
| 269—By Hanson. To amend section two thousand four hundred and fifty-two (2452) of the code of Iowa, relating to the publication of notice of securing of petitions of general consent.                                                                   |            |
| Introduced and referred ...                                                                                                                                                                                                                              | 405        |
| Reported with amendments.                                                                                                                                                                                                                                | 510        |
| Amendments adopted .....                                                                                                                                                                                                                                 | 542        |
| Amended and passed ..                                                                                                                                                                                                                                    | 542, 543   |
| Motion to reconsider filed..                                                                                                                                                                                                                             | 548        |
| Motion to reconsider lost                                                                                                                                                                                                                                | 609, 610   |
| Senate indefinitely postponed .....                                                                                                                                                                                                                      | 1181       |
| 270—By Lee. To amend sections five (5) and six (6) of chapter one hundred eighty-six (186), laws of the Thirtieth General Assembly, relating to the meandered lake beds in the State, and authorizing the executive council to survey and sell the same. |            |
| Introduced and referred ...                                                                                                                                                                                                                              | 405        |
| Reported .....                                                                                                                                                                                                                                           | 477        |
| Passed .....                                                                                                                                                                                                                                             | 520, 521   |
| 271—By Swan. To encourage home ownership, provide for necessary sanitation, an equitable valuation of real estate taxation, and prevent the collection of usurious rents.                                                                                |            |
| Introduced and referred ...                                                                                                                                                                                                                              | 405        |
| Reported unfavorably .....                                                                                                                                                                                                                               | 729        |
| Indefinitely postponed .....                                                                                                                                                                                                                             | 729        |
| 272—By Lister. To amend section two thousand three hundred and ninety-four (2394) of the code of Iowa, relating to the sale of intoxicating liquors by permit holders.                                                                                   |            |
| Introduced and referred ...                                                                                                                                                                                                                              | 405        |
| Reported unfavorably .....                                                                                                                                                                                                                               | 589        |
| Indefinitely postponed .....                                                                                                                                                                                                                             | 589        |
| 273—By Jones. To require an annual apportionment and accounting of surplus of life insurance policies.                                                                                                                                                   |            |

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| Introduced and referred...                                                                                                                                                                                                                             | 417        |
| Reported with amendments.                                                                                                                                                                                                                              | 735        |
| Made a special order .....                                                                                                                                                                                                                             | 729        |
| Amendments adopted .....                                                                                                                                                                                                                               | 820        |
| Passed .....                                                                                                                                                                                                                                           | 820, 821   |
| <b>274—By Jones.</b> To require an annual apportionment and accounting of surplus of life insurance companies as to policies heretofore issued.                                                                                                        |            |
| Introduced and referred ...                                                                                                                                                                                                                            | 417        |
| Reported with amendments.                                                                                                                                                                                                                              | 736        |
| Amendments adopted.....                                                                                                                                                                                                                                | 821        |
| Passed .....                                                                                                                                                                                                                                           | 821, 822   |
| <b>275—By Clary.</b> To prohibit misrepresentations by life insurance companies.                                                                                                                                                                       |            |
| Introduced and referred ...                                                                                                                                                                                                                            | 417        |
| Reported .....                                                                                                                                                                                                                                         | 511        |
| Amended and passed...561,                                                                                                                                                                                                                              | 562        |
| Passed Senate .....                                                                                                                                                                                                                                    | 1088       |
| Enrolled .....                                                                                                                                                                                                                                         | 1144, 1146 |
| Signed .....                                                                                                                                                                                                                                           | 1157       |
| Sent to the Governor .....                                                                                                                                                                                                                             | 1148       |
| <b>276—By Koontz.</b> Making appropriations for State University of Iowa.                                                                                                                                                                              |            |
| Introduced and referred... 417                                                                                                                                                                                                                         |            |
| <b>277—By Moore.</b> To repeal sections three hundred and ninety-eight (398) and four hundred (400) of the code, in reference to the relocation of county seats, and to enact substitutes therefor.                                                    |            |
| Introduced and referred ...                                                                                                                                                                                                                            | 417        |
| Reported unfavorably ....                                                                                                                                                                                                                              | 508        |
| Indefinitely postponed ....                                                                                                                                                                                                                            | 508        |
| <b>278—By Schulte.</b> Granting authority to cities and towns to join the league of Iowa municipalities, to send delegates, pay dues and assessments, make appropriation therefor, and to regulate the organization, laws and meetings of such league. |            |
| Introduced and referred... 417                                                                                                                                                                                                                         |            |
| Substitute reported .....                                                                                                                                                                                                                              | 792        |
| Substitute adopted .....                                                                                                                                                                                                                               | 904        |
| Amended and passed...904,                                                                                                                                                                                                                              | 905        |
| Passed Senate .....                                                                                                                                                                                                                                    | 1181       |
| Enrolled .....                                                                                                                                                                                                                                         | 1278, 1280 |
| Signed .....                                                                                                                                                                                                                                           | 1286       |
| Sent to the Governor .....                                                                                                                                                                                                                             | 1282       |
| Petitions .....                                                                                                                                                                                                                                        | 728        |
| <b>279—By Darrah.</b> To repeal section eleven hundred and sixty-four (1164) of the code, in relation to recording abstracts of votes in the office of the secretary of state, and to enact a substitute therefor.                                     |            |
| Introduced and referred 417,                                                                                                                                                                                                                           | 418        |
| Reported .....                                                                                                                                                                                                                                         | 494        |
| Passed .....                                                                                                                                                                                                                                           | 534        |
| Passed Senate .....                                                                                                                                                                                                                                    | 1088       |
| Enrolled .....                                                                                                                                                                                                                                         | 1144, 1146 |
| Signed .....                                                                                                                                                                                                                                           | 1157       |
| Sent to the Governor .....                                                                                                                                                                                                                             | 1148       |

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| <b>280—By Mason.</b> To regulate and fix the place of bringing action against municipal corporations in the State of Iowa in all counties where terms of the district court are held in more than one place.                                                                                              |            |
| Introduced and referred ...                                                                                                                                                                                                                                                                               | 418        |
| Reported .....                                                                                                                                                                                                                                                                                            | 506        |
| Amended and passed ..558,                                                                                                                                                                                                                                                                                 | 559        |
| Passed Senate .....                                                                                                                                                                                                                                                                                       | 753        |
| Enrolled .....                                                                                                                                                                                                                                                                                            | 772        |
| Signed .....                                                                                                                                                                                                                                                                                              | 772        |
| Sent to the Governor .....                                                                                                                                                                                                                                                                                | 793        |
| <b>281—By Blackmore.</b> To appropriate not to exceed seven thousand five hundred dollars (\$7,500) for experiments in animal breeding and feeding.                                                                                                                                                       |            |
| Introduced and referred ...                                                                                                                                                                                                                                                                               | 418        |
| Substitute reported .....                                                                                                                                                                                                                                                                                 | 639        |
| Substitute adopted .....                                                                                                                                                                                                                                                                                  | 640        |
| Amended and passed ..722,                                                                                                                                                                                                                                                                                 | 723        |
| Title amended .....                                                                                                                                                                                                                                                                                       | 723        |
| Amended and passed Senate                                                                                                                                                                                                                                                                                 | 1341       |
| House concurs .....                                                                                                                                                                                                                                                                                       | 1346, 1347 |
| Enrolled .....                                                                                                                                                                                                                                                                                            | 1430       |
| Signed .....                                                                                                                                                                                                                                                                                              | 1448       |
| Sent to the Governor .....                                                                                                                                                                                                                                                                                | 1431       |
| <b>282—By White.</b> To repeal sections two thousand one hundred and fifty-three (2153) and two thousand one hundred and fifty-five (2155) of the code, relating to joint freight rates over two or more connecting lines of railway between points within this state, and to enact substitutes therefor. |            |
| Introduced and referred ...                                                                                                                                                                                                                                                                               | 418        |
| Substitute reported .....                                                                                                                                                                                                                                                                                 | 825        |
| Substitute adopted and passed .....                                                                                                                                                                                                                                                                       | 950        |
| Title amended .....                                                                                                                                                                                                                                                                                       | 950        |
| Passed Senate .....                                                                                                                                                                                                                                                                                       | 1151       |
| Enrolled .....                                                                                                                                                                                                                                                                                            | 1195, 1196 |
| Signed .....                                                                                                                                                                                                                                                                                              | 1221       |
| Sent to the Governor .....                                                                                                                                                                                                                                                                                | 1197       |
| <b>283—By Fox (by request).</b> To legalize the incorporation of the town of Linden, Dallas county, Iowa, the election of its officers, the passage, adoption and record of all of its ordinances, resolutions and rules, and all acts done by the council of said town.                                  |            |
| Introduced and referred ...                                                                                                                                                                                                                                                                               | 418        |
| Reported .....                                                                                                                                                                                                                                                                                            | 434        |
| Passed .....                                                                                                                                                                                                                                                                                              | 487        |
| Passed Senate .....                                                                                                                                                                                                                                                                                       | 573        |
| Enrolled .....                                                                                                                                                                                                                                                                                            | 589, 590   |
| Signed .....                                                                                                                                                                                                                                                                                              | 598        |
| Sent to the Governor .....                                                                                                                                                                                                                                                                                | 627        |
| <b>284—By Geneva (by request).</b> To authorize State and savings banks and loan and trust companies to act as guardian, administrator, executor, trustee, assignee,                                                                                                                                      |            |

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| receiver, custodian, or conservator, and providing for the regulation and examination of loan and trust companies and the payment of fees for examination.                                        |               |
| Introduced and referred ...                                                                                                                                                                       | 427           |
| Reported .....                                                                                                                                                                                    | 1354          |
| Amended .....                                                                                                                                                                                     | 1447          |
| Lost on passage .....                                                                                                                                                                             | 1448          |
| <b>285—By Sullivan.</b> To provide for the government of certain cities (amending title V (5) of the code).                                                                                       |               |
| Introduced and referred ...                                                                                                                                                                       | 428           |
| Reported without recommendation .....                                                                                                                                                             | 810           |
| Made a special order ..                                                                                                                                                                           | 811, 907      |
| Withdrawn from House ...                                                                                                                                                                          | 1157          |
| Petitions .....                                                                                                                                                                                   | 451, 492, 885 |
| <b>286—By Beery.</b> To amend section one thousand seven hundred eighty-nine (1789) of the code, relating to the assignment of life insurance policies.                                           |               |
| Introduced and referred ...                                                                                                                                                                       | 436           |
| Reported .....                                                                                                                                                                                    | 736           |
| Passed .....                                                                                                                                                                                      | 873, 874      |
| Senate indefinitely postpones .....                                                                                                                                                               | 1150          |
| <b>287—By Hackler.</b> To amend chapter one (1), title nine (9) of the code, relating to corporations for pecuniary profit and to provide a method for the approval of articles of incorporation. |               |
| Introduced and referred ...                                                                                                                                                                       | 436           |
| Substitute reported .....                                                                                                                                                                         | 889           |
| Substitute adopted .....                                                                                                                                                                          | 981           |
| Passed .....                                                                                                                                                                                      | 981, 982      |
| Passed Senate .....                                                                                                                                                                               | 1411          |
| Enrolled .....                                                                                                                                                                                    | 1482, 1483    |
| Signed .....                                                                                                                                                                                      | 1491          |
| Sent to the Governor .....                                                                                                                                                                        | 1484          |
| <b>288—By Koontz.</b> Making appropriations to the State Historical Society of Iowa.                                                                                                              |               |
| Introduced and referred ...                                                                                                                                                                       | 436           |
| Reported with amendment..                                                                                                                                                                         | 621           |
| Amendment adopted .....                                                                                                                                                                           | 785           |
| Passed .....                                                                                                                                                                                      | 785           |
| Amended and passed Senate                                                                                                                                                                         | 1152          |
| House concurs .....                                                                                                                                                                               | 1211          |
| Enrolled .....                                                                                                                                                                                    | 1278, 1280    |
| Signed .....                                                                                                                                                                                      | 1286          |
| Sent to the Governor .....                                                                                                                                                                        | 1282          |
| <b>289—By Weeks.</b> To repeal section four hundred ninety-one (491) of the code, and to enact a substitute therefor, relating to deputy county treasurers and their pay.                         |               |
| Introduced and referred ...                                                                                                                                                                       | 437           |
| Withdrawn from committee and House .....                                                                                                                                                          | 713           |
| <b>290—By Flugum.</b> For the better protection of farm lands from the infection of fowl seeds and to re-                                                                                         |               |

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| quire railroad and railway corporations to cut, burn or otherwise entirely destroy certain noxious weeds growing upon the right of way.                                                                                                                                                                                               |            |
| Introduced and referred ...                                                                                                                                                                                                                                                                                                           | 437        |
| Substitute reported .....                                                                                                                                                                                                                                                                                                             | 824        |
| Substitute adopted .....                                                                                                                                                                                                                                                                                                              | 942, 943   |
| Passed .....                                                                                                                                                                                                                                                                                                                          | 943        |
| Explanation of vote .....                                                                                                                                                                                                                                                                                                             | 953        |
| Passed Senate .....                                                                                                                                                                                                                                                                                                                   | 1090       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                        | 1144, 1146 |
| Signed .....                                                                                                                                                                                                                                                                                                                          | 1157       |
| Sent to the Governor .....                                                                                                                                                                                                                                                                                                            | 1148       |
| <b>291—By Bascom</b> (by request). Making an appropriation to purchase a site; to make the evacuation and to build a dam and fish-way at the outlet of Silver Lake, Dickinson county, Iowa.                                                                                                                                           |            |
| Introduced and referred ...                                                                                                                                                                                                                                                                                                           | 437        |
| Withdrawn from committee and House .....                                                                                                                                                                                                                                                                                              | 598        |
| Petitions .....                                                                                                                                                                                                                                                                                                                       | 525, 526   |
| <b>292—By Hambleton.</b> To repeal section number sixteen hundred and ninety-nine (1699) of the code and enact a substitute in relation to investment of funds of insurance companies other than life, and organized under chapter four (4) of the code.                                                                              |            |
| Introduced and referred ...                                                                                                                                                                                                                                                                                                           | 437        |
| Reported with amendments                                                                                                                                                                                                                                                                                                              | 554        |
| Amendments adopted .....                                                                                                                                                                                                                                                                                                              | 594        |
| Passed .....                                                                                                                                                                                                                                                                                                                          | 594, 595   |
| Title amended .....                                                                                                                                                                                                                                                                                                                   | 595        |
| Senate indefinitely postpones .....                                                                                                                                                                                                                                                                                                   | 975        |
| <b>293—By Sullivan.</b> Relating to certain powers to be exercised by the stockholders and directors of railway and other public service corporations heretofore or hereafter organized under the laws of this state, and defining quorums at their meetings, being an act amendatory to chapter one (1), title nine (9) of the code. |            |
| Introduced and referred ...                                                                                                                                                                                                                                                                                                           | 437        |
| Withdrawn from committee and House .....                                                                                                                                                                                                                                                                                              | 1385       |
| Petition .....                                                                                                                                                                                                                                                                                                                        | 492        |
| <b>294—By Wilson.</b> To legalize the incorporation of the town of Clutier, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the officials of said town while acting as such.                                                                         |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                               | 437, 438   |
| Reported .....                                                                                                                                                                                                                                                                                                                        | 477        |
| Passed .....                                                                                                                                                                                                                                                                                                                          | 522        |
| Amended and passed Senate                                                                                                                                                                                                                                                                                                             | 1150       |
| House concurs .....                                                                                                                                                                                                                                                                                                                   | 1206       |

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| Enrolled .....                                                                                                                                                                                                                                                | 1278, 1280 |
| Signed .....                                                                                                                                                                                                                                                  | 1286       |
| Sent to the Governor .....                                                                                                                                                                                                                                    | 1282       |
| <br>                                                                                                                                                                                                                                                          |            |
| 295—By Miller of Bremer.<br>Amending section sixteen hundred and fifty-seven-d (1657-d) and section sixteen hundred and fifty-seven-e (1657-e) of the supplement to the code, relating to the method of electing directors of the State Board of Agriculture. |            |
| Introduced and referred ...                                                                                                                                                                                                                                   | 438        |
| Reported unfavorably ...                                                                                                                                                                                                                                      | 738        |
| Indefinitely postponed ...                                                                                                                                                                                                                                    | 738        |
| <br>                                                                                                                                                                                                                                                          |            |
| 296—By Clarke. To amend section one thousand and ninety-three (1093) of the code as amended by chapter forty-two (42) of the laws of the Thirty-first General Assembly, relating to election boards.                                                          |            |
| Introduced and referred... ..                                                                                                                                                                                                                                 | 438        |
| Reported unfavorably .....                                                                                                                                                                                                                                    | 1007       |
| Indefinitely postponed .....                                                                                                                                                                                                                                  | 1007       |
| <br>                                                                                                                                                                                                                                                          |            |
| 297—By Clarke. To amend section eleven hundred and thirty-eight (1138) of the code, relating to the canvass of votes in general elections.                                                                                                                    |            |
| Introduced and referred... ..                                                                                                                                                                                                                                 | 438        |
| Reported unfavorably .....                                                                                                                                                                                                                                    | 1007       |
| Indefinitely postponed .....                                                                                                                                                                                                                                  | 1007       |
| <br>                                                                                                                                                                                                                                                          |            |
| 298—By Clarke. To amend chapter twenty-two (22) of the laws of the Thirty-first General Assembly, relating to the construction of hospitals.                                                                                                                  |            |
| Introduced and referred... ..                                                                                                                                                                                                                                 | 438        |
| Reported .....                                                                                                                                                                                                                                                | 827        |
| Passed .....                                                                                                                                                                                                                                                  | 945, 946   |
| Title amended .....                                                                                                                                                                                                                                           | 946        |
| Passed Senate .....                                                                                                                                                                                                                                           | 1265       |
| Enrolled .....                                                                                                                                                                                                                                                | 1296       |
| Signed .....                                                                                                                                                                                                                                                  | 1310       |
| Sent to the Governor .....                                                                                                                                                                                                                                    | 1297       |
| <br>                                                                                                                                                                                                                                                          |            |
| 299—By Meredith. Defining the relations between employer and employe with respect to assumption of risk.                                                                                                                                                      |            |
| Introduced and referred... ..                                                                                                                                                                                                                                 | 438        |
| Senate File No. 226 reported as substitute for .....                                                                                                                                                                                                          | 969        |
| Petitions .... 613, 614, 617, 637                                                                                                                                                                                                                             |            |
| ..... 663, 751, 752,                                                                                                                                                                                                                                          | 833        |
| <br>                                                                                                                                                                                                                                                          |            |
| 300—By Feely. To reimburse S. B. Humbert for services rendered as superintendent of construction of the monuments at Lookout Mountain and one at either end of Missionary Ridge and to make an appropriation therefor.                                        |            |
| Introduced and referred... ..                                                                                                                                                                                                                                 | 454        |
| Reported and rereferred ...                                                                                                                                                                                                                                   | 1083       |

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| 301—By Bixby. To create a commission to examine, revise and codify the laws relating to the public schools, and such other purposes as may be incident thereto.                                                                                                                                                                                                            |            |
| Introduced and referred... ..                                                                                                                                                                                                                                                                                                                                              | 454        |
| Reported with amendments. . . .                                                                                                                                                                                                                                                                                                                                            | 841        |
| Rereferred .....                                                                                                                                                                                                                                                                                                                                                           | 863        |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                 | 971        |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                               | 972        |
| <br>                                                                                                                                                                                                                                                                                                                                                                       |            |
| 302—By Jones. To amend sections two (2), four (4) and five (5) of chapter fifty-three (53) of the acts of the Thirtieth General Assembly, in regard to motor vehicles.                                                                                                                                                                                                     |            |
| Introduced and referred... ..                                                                                                                                                                                                                                                                                                                                              | 454        |
| Reported with amendment. . . .                                                                                                                                                                                                                                                                                                                                             | 664        |
| Withdrawn .....                                                                                                                                                                                                                                                                                                                                                            | 794        |
| <br>                                                                                                                                                                                                                                                                                                                                                                       |            |
| 303—By Jones. To repeal sections three hundred and seventy-three (373), three hundred and seventy-four (374), three hundred and seventy-five (375) and three hundred and seventy-six (376) of the code, in relation to notaries public and enact substitutes therefor. Also to amend section sixty-eight (68) of the code, in relation to the registration of commissions. |            |
| Introduced and referred... ..                                                                                                                                                                                                                                                                                                                                              | 454        |
| Reported and rereferred 618, . . .                                                                                                                                                                                                                                                                                                                                         | 619        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                             | 812        |
| Considered .....                                                                                                                                                                                                                                                                                                                                                           | 839        |
| Ordered engrossed .....                                                                                                                                                                                                                                                                                                                                                    | 900        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                             | 925        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                               | 962        |
| Amended and passed Senate .....                                                                                                                                                                                                                                                                                                                                            | 1376       |
| House concurs .....                                                                                                                                                                                                                                                                                                                                                        | 1390, 1391 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                             | 1511, 1514 |
| Signed .....                                                                                                                                                                                                                                                                                                                                                               | 1528       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                  | 1515       |
| <br>                                                                                                                                                                                                                                                                                                                                                                       |            |
| 304—By Jones. To transfer from the auditor of state to the treasurer of state all of the powers, duties and responsibility relating to state and savings banks and loan and trust companies.                                                                                                                                                                               |            |
| Introduced and referred .....                                                                                                                                                                                                                                                                                                                                              | 454        |
| Reported and rereferred... ..                                                                                                                                                                                                                                                                                                                                              | 619        |
| Reported with amendment.. . .                                                                                                                                                                                                                                                                                                                                              | 811        |
| Ordered engrossed .....                                                                                                                                                                                                                                                                                                                                                    | 900        |
| Reported engrossed .....                                                                                                                                                                                                                                                                                                                                                   | 925        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                               | 963        |
| Senate fails to pass.....                                                                                                                                                                                                                                                                                                                                                  | 1376       |
| <br>                                                                                                                                                                                                                                                                                                                                                                       |            |
| 305—By Jones. To transfer the duties, powers and authority granted to or enjoined upon the auditor of state under the provisions of chapter thirty-four (34), acts of the Thirty-first General Assembly, relating to publication of municipal accounts, establishing uniform system of                                                                                     |            |

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| accounts, reports and audits in cities and towns from the auditor of state to the secretary of state.                                                                                                                                                                                                                                 |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                               | 454, 455   |
| Reported and rereferred                                                                                                                                                                                                                                                                                                               | 613        |
| Reported with amendment                                                                                                                                                                                                                                                                                                               | 812        |
| Ordered engrossed                                                                                                                                                                                                                                                                                                                     | 900        |
| Reported engrossed                                                                                                                                                                                                                                                                                                                    | 925        |
| Passed                                                                                                                                                                                                                                                                                                                                | 963, 964   |
| <b>306—By Sparks (by request).</b>                                                                                                                                                                                                                                                                                                    |            |
| Providing that owners or keepers of stallions or jacks shall have a lien upon the get of any such animal for the service fee thereof.                                                                                                                                                                                                 |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                               | 455        |
| Substitute reported                                                                                                                                                                                                                                                                                                                   | 812        |
| Substitute adopted                                                                                                                                                                                                                                                                                                                    | 918        |
| Amended and passed                                                                                                                                                                                                                                                                                                                    | 918, 919   |
| Explanation of vote                                                                                                                                                                                                                                                                                                                   | 919        |
| Petitions                                                                                                                                                                                                                                                                                                                             | 566, 617   |
| <b>307—By Sparks (by request).</b> To amend section three hundred and fifty-four (354) of the code, relating to fees and mileage of jurors.                                                                                                                                                                                           |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                               | 455        |
| Reported                                                                                                                                                                                                                                                                                                                              | 990        |
| Amended                                                                                                                                                                                                                                                                                                                               | 1039, 1040 |
| Passed                                                                                                                                                                                                                                                                                                                                | 1040       |
| Senate indefinitely postpones                                                                                                                                                                                                                                                                                                         | 1264       |
| <b>308—By Fenn (by request).</b> To amend section one (1), chapter twenty-one (21) of the acts of the Thirtieth General Assembly of the State of Iowa, relating to the compensation of county recorders; and to amend section four hundred and ninety-six (496) of the code, relating to the compensation of deputy county recorders. |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                               | 455        |
| Substitute reported                                                                                                                                                                                                                                                                                                                   | 908        |
| Substitute adopted                                                                                                                                                                                                                                                                                                                    | 966        |
| Indefinitely postponed                                                                                                                                                                                                                                                                                                                | 966, 967   |
| <b>309—By Wolfe.</b> To secure the payment of the claims of material men, merchants or laborers employed by contractors upon state, municipal or other public work.                                                                                                                                                                   |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                               | 482        |
| Reported unfavorably                                                                                                                                                                                                                                                                                                                  | 1428       |
| Indefinitely postponed                                                                                                                                                                                                                                                                                                                | 1428       |
| <b>310—By Van Houten (by request).</b> To amend sections three (3) and four (4) of chapter three (3) of the acts of the Thirty-first General Assembly, relating to printing, binding and distribution of state reports and documents.                                                                                                 |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                               | 482        |

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| <b>311—By Sley.</b> To authorize postal voting in the State of Iowa.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 483        |
| <b>312—By Committee on Public Lands and Buildings.</b> Authorizing the executive council to build walks and steps and make necessary repairs around the Capitol building and grounds and make an appropriation therefor.                                                                                                                                                                                                                                                                                                                                                                                                    |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 483        |
| Reported                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 621        |
| Passed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 707, 708   |
| Passed Senate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 850        |
| Enrolled                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 912, 913   |
| Signed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 923        |
| Sent to the Governor                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 914        |
| <b>313—By Clary (by request).</b> To repeal the law as it appears in chapter one hundred and thirty-six (136) of the acts of the Thirtieth General Assembly, and enact in lieu thereof the following, relative to the preservation of life and protection of property and to require the construction of fire escapes on certain buildings and enclosures now constructed or hereafter to be erected, providing the manner of constructing the same and imposing penalties for the violation thereof, additional to chapter ten (10) of title twenty-four (24) of the code, relative to offenses against the public health. |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 483        |
| Reported                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 886        |
| Passed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 979, 980   |
| Senate indefinitely postpones                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1339       |
| <b>314—By Brandes.</b> To empower city and town councils to make an appropriation not to exceed one hundred and fifty (150) dollars to assist in defraying the expenses incident to an appropriate observance of Memorial Day.                                                                                                                                                                                                                                                                                                                                                                                              |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 483        |
| Reported unfavorably                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 493        |
| Indefinitely postponed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 493        |
| <b>315—By Lister.</b> To provide for agricultural extension work and for a correspondence school of agriculture by the Iowa State College of Agriculture and Mechanic Arts and making appropriations therefor.                                                                                                                                                                                                                                                                                                                                                                                                              |            |
| Introduced and referred                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 483        |
| Reported with amendments                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1005       |
| Rereferred                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1005       |
| Reported with amendments                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1233       |
| Amendments adopted                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1287       |
| Amended                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 1287, 1288 |
| Passed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1288, 1289 |
| Amended and passed Senate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1435       |

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| Senate recalls .....                                                                                                                                                                                                                                                                                                                                                                                   | 1458       |
| Request granted .....                                                                                                                                                                                                                                                                                                                                                                                  | 1458       |
| Amended and passed Senate                                                                                                                                                                                                                                                                                                                                                                              | 1495       |
| House concurs .....                                                                                                                                                                                                                                                                                                                                                                                    | 1505       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                         | 1552, 1553 |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                           | 1582       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                                              | 1557       |
| Petitions ....752, 885, 924, 1166                                                                                                                                                                                                                                                                                                                                                                      |            |
| <br>                                                                                                                                                                                                                                                                                                                                                                                                   |            |
| 316—By Meredith—Providing for scales and the weighing of commodities transported in carload lots, and furnishing certificates of weight by common carriers, and providing penalties for the violation of this act, in addition to chapter seven (7), title ten (10) of the code.                                                                                                                       |            |
| Introduced and referred.....                                                                                                                                                                                                                                                                                                                                                                           | 483, 484   |
| Substitute reported .....                                                                                                                                                                                                                                                                                                                                                                              | 1067       |
| Senate File No. 237 substituted for .....                                                                                                                                                                                                                                                                                                                                                              | 1252       |
| (See Senate File No. 237.)                                                                                                                                                                                                                                                                                                                                                                             |            |
| <br>                                                                                                                                                                                                                                                                                                                                                                                                   |            |
| 317—By Mercer. To appropriate money for the purpose of erecting a monument over the grave of a soldier of the war of 1812, buried at Fonda, Pocahontas county, Iowa.                                                                                                                                                                                                                                   |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                            | 495        |
| Withdrawn .....                                                                                                                                                                                                                                                                                                                                                                                        | 832        |
| <br>                                                                                                                                                                                                                                                                                                                                                                                                   |            |
| 318—By Hume. Providing for reports and investigations of accidents on railways.                                                                                                                                                                                                                                                                                                                        |            |
| Introduced and referred.....                                                                                                                                                                                                                                                                                                                                                                           | 495, 496   |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                         | 665        |
| Amended and passed...764,                                                                                                                                                                                                                                                                                                                                                                              | 765        |
| Passed Senate .....                                                                                                                                                                                                                                                                                                                                                                                    | 1089       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                         | 1145, 1148 |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                           | 1157       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                                              | 1148       |
| <br>                                                                                                                                                                                                                                                                                                                                                                                                   |            |
| 319—By Sullivan. To prohibit the discharge into the open air of dense smoke within the corporate limits of cities which now have or may have hereafter a population of fifty thousand (50,000) inhabitants; to declare the discharge into the open air of dense smoke within the corporate limits of such cities a public nuisance and to provide penalties for the violation and enforcement thereof. |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                            | 496        |
| Withdrawn .....                                                                                                                                                                                                                                                                                                                                                                                        | 1425       |
| <br>                                                                                                                                                                                                                                                                                                                                                                                                   |            |
| 320—By Miller of Dubuque (by request). To strike out all of section two thousand seven hundred and fifty-six (2756) of chapter fourteen (14) of the system of public schools of the code of Iowa and substitute the following:                                                                                                                                                                         |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                            | 496        |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                             | 842        |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                           | 842        |

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| 321—By Schulte (by request). To appropriate two thousand dollars (\$2,000) annually to aid Iowa municipalities in obtaining information of general public interest and providing for the publication of the same. |               |
| Introduced and referred....                                                                                                                                                                                       | 496           |
| Reported unfavorably .....                                                                                                                                                                                        | 638           |
| Indefinitely postponed .....                                                                                                                                                                                      | 638           |
| Petitions .....                                                                                                                                                                                                   | 585, 600, 617 |
| <br>                                                                                                                                                                                                              |               |
| 322—By Sparks. To amend section seven hundred sixty-eight (768) of the code, relating to vestibules on street cars for the protection of employes operating such cars.                                            |               |
| Introduced and referred....                                                                                                                                                                                       | 496           |
| Reported .....                                                                                                                                                                                                    | 644           |
| Withdrawn .....                                                                                                                                                                                                   | 900           |
| <br>                                                                                                                                                                                                              |               |
| 323—By Nix. To amend section fifteen hundred and sixty-six-a (1566-a) supplement to the code, relating to publication of reports.                                                                                 |               |
| Introduced and referred....                                                                                                                                                                                       | 496           |
| Reported .....                                                                                                                                                                                                    | 732           |
| Amended and passed...874,                                                                                                                                                                                         | 875           |
| Senate indefinitely postpones                                                                                                                                                                                     | 1182          |
| <br>                                                                                                                                                                                                              |               |
| 324—By Shaffer. To repeal chapter ninety-eight (98), acts of the Thirty-first General Assembly and to enact a substitute therefor, relative to the registration and publication of pedigrees.                     |               |
| Introduced .....                                                                                                                                                                                                  | 514           |
| Passed on file.....                                                                                                                                                                                               | 515           |
| Amended and passed...582,                                                                                                                                                                                         | 583           |
| Motion to reconsider filed..                                                                                                                                                                                      | 598           |
| Motion to reconsider withdrawn .....                                                                                                                                                                              | 814           |
| Passed Senate .....                                                                                                                                                                                               | 1153          |
| Enrolled .....                                                                                                                                                                                                    | 1196          |
| Signed .....                                                                                                                                                                                                      | 1221          |
| *Sent to the Governor.....                                                                                                                                                                                        | 1431          |
| <br>                                                                                                                                                                                                              |               |
| *Erroneously printed House File No. 453.                                                                                                                                                                          |               |
| <br>                                                                                                                                                                                                              |               |
| 325—By Drury—To create a lien on the get of stallion or jack kept for service.                                                                                                                                    |               |
| Introduced and referred....                                                                                                                                                                                       | 515           |
| Withdrawn .....                                                                                                                                                                                                   | 989           |
| <br>                                                                                                                                                                                                              |               |
| 326—By Swan. Relating to telegraph operators and train dispatchers in the State of Iowa, and providing an eight hour day for such labor; penalty for violation of said act.                                       |               |
| Introduced and referred....                                                                                                                                                                                       | 515           |
| Reported without recommendation .....                                                                                                                                                                             | 835           |
| Rereferred .....                                                                                                                                                                                                  | 959           |
| Withdrawn .....                                                                                                                                                                                                   | 1310          |
| Petition .....                                                                                                                                                                                                    | 613           |

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| 327—By Swan. To prevent incompetent or unauthorized persons from engaging in the occupation of railroad telegraph or telephone operator and the employment thereof; and to create a board of examiners for the regulation of the employment of railroad telegraph or telephone operators in the State of Iowa. |          |
| Introduced and referred....                                                                                                                                                                                                                                                                                    | 515      |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                     | 838      |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                   | 838      |
| 328—By Kelley. To repeal section two thousand (2000) of the code, relating to assessment of damages in condemnation proceedings.                                                                                                                                                                               |          |
| Introduced and referred.....                                                                                                                                                                                                                                                                                   | 515, 516 |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                     | 1259     |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                   | 1259     |
| 329—By Kelley. To amend section two thousand and four (2004) of the code, relating to appraisement of land under condemnation proceedings.                                                                                                                                                                     |          |
| Introduced and referred....                                                                                                                                                                                                                                                                                    | 516      |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                     | 1259     |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                   | 1259     |
| 330—By Kelley. To amend section two thousand and nine (2009) of the code, relating to appeals in condemnation proceedings.                                                                                                                                                                                     |          |
| Introduced and referred....                                                                                                                                                                                                                                                                                    | 516      |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                     | 1259     |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                   | 1259     |
| 331—By Kelley. To repeal section two thousand and six (2006) of the code, relating to filling vacancies in sheriffs' condemnation commissioners.                                                                                                                                                               |          |
| Introduced and referred....                                                                                                                                                                                                                                                                                    | 516      |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                     | 1258     |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                   | 1258     |
| 332—By Kelley. Authorizing persons, firms or corporations engaged in the business of storing goods for profit to issue warehouse receipts on the goods so stored; to regulate the issuance, negotiation and transfer of such receipts, and to provide punishment for violation of said regulations.            |          |
| Introduced and referred....                                                                                                                                                                                                                                                                                    | 516      |
| Reported .....                                                                                                                                                                                                                                                                                                 | 1079     |
| Withdrawn .....                                                                                                                                                                                                                                                                                                | 1164     |
| 333—By Teter. To amend sections one hundred and fifty-six (156) and one hundred and fifty-seven (157) of the code, relating to the election and duties of the secretary of the executive council and defining the duties of said                                                                               |          |

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| secretary, and to amend section thirteen hundred seventy-eight (1378) and thirteen hundred eighty-two (1382) of the code.                                                                                                                                                           |            |
| Introduced and referred....                                                                                                                                                                                                                                                         | 527        |
| Reported .....                                                                                                                                                                                                                                                                      | 811        |
| Considered .....                                                                                                                                                                                                                                                                    | 967        |
| Consideration deferred .....                                                                                                                                                                                                                                                        | 968        |
| Amended .....                                                                                                                                                                                                                                                                       | 1122       |
| Printed in Journal .....                                                                                                                                                                                                                                                            | 1122       |
| Passed .....                                                                                                                                                                                                                                                                        | 1155       |
| Passed Senate .....                                                                                                                                                                                                                                                                 | 1298       |
| Enrolled .....                                                                                                                                                                                                                                                                      | 1430, 1431 |
| Signed .....                                                                                                                                                                                                                                                                        | 1448       |
| Sent to the Governor.....                                                                                                                                                                                                                                                           | 1431       |
| 334—By Mason. Making an appropriation for the purchase of land for a new cell house; for transportation of prisoners and for a contingent and repair fund for the State penitentiary at Fort Madison.                                                                               |            |
| Introduced and referred.....                                                                                                                                                                                                                                                        | 527, 528   |
| 335—By Clarke. To establish a laboratory for the study of the criminal, pauper and defective classes.                                                                                                                                                                               |            |
| Introduced and referred....                                                                                                                                                                                                                                                         | 528        |
| withdrawn .....                                                                                                                                                                                                                                                                     | 1474       |
| 336—By Teter—To amend section fifteen hundred and thirty-three (1533) of the supplement to the code, relative to the duty of township trustees.                                                                                                                                     |            |
| Introduced and referred....                                                                                                                                                                                                                                                         | 556        |
| Reported unfavorably .....                                                                                                                                                                                                                                                          | 1052       |
| Indefinitely postponed .....                                                                                                                                                                                                                                                        | 1053       |
| 337—By Shaffer. In relation to text-books in the public schools in the State of Iowa.                                                                                                                                                                                               |            |
| Introduced and referred ..                                                                                                                                                                                                                                                          | 556        |
| Reported unfavorably .....                                                                                                                                                                                                                                                          | 876        |
| Indefinitely postponed .....                                                                                                                                                                                                                                                        | 876        |
| 338—By Harding (by request). To amend chapter one hundred twenty (120), laws of the Thirty-first General Assembly, relating to the State Sanitarium at Iowa City, further defining the duties of the board of control regarding tuberculosis, and making additional appropriations. |            |
| Introduced and referred.....                                                                                                                                                                                                                                                        | 556, 557   |
| Reported with amendments.....                                                                                                                                                                                                                                                       | 969        |
| Made a special order.....                                                                                                                                                                                                                                                           | 1164       |
| Amendments adopted .....                                                                                                                                                                                                                                                            | 1183       |
| Amended and passed.....                                                                                                                                                                                                                                                             | 1183, 1184 |
| Passed Senate .....                                                                                                                                                                                                                                                                 | 1436       |
| Enrolled .....                                                                                                                                                                                                                                                                      | 1511, 1514 |
| Signed .....                                                                                                                                                                                                                                                                        | 1528       |
| Sent to the Governor.....                                                                                                                                                                                                                                                           | 1515       |
| Petitions. 686, 687, 728, 773                                                                                                                                                                                                                                                       | 864        |

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| 339—By Feely (by request). Additional to chapter three (3), title sixteen (16) of the code, in relation to divorce and alimony.                                                                                          |            | 345—By Committee on Insurance. To amend section one thousand seven hundred and forty-three (1743) of the supplement to the code, relative to the removal of goods and merchandise covered by insurance.                                      |            |
| Introduced and referred....                                                                                                                                                                                              | 557        | Introduced .....                                                                                                                                                                                                                             | 572        |
| Reported unfavorably .....                                                                                                                                                                                               | 729        | Amended and passed... 652,                                                                                                                                                                                                                   | 653        |
| Indefinitely postponed .....                                                                                                                                                                                             | 730        | Amended and passed Senate .....                                                                                                                                                                                                              | 817        |
| 340—By Miller of Dubuque. To amend section two thousand two hundred and thirty-eight (2238) of the code, relating to support of the poor.                                                                                |            | House concurs .....                                                                                                                                                                                                                          | 922,       |
| Introduced and referred....                                                                                                                                                                                              | 571        | Enrolled .....                                                                                                                                                                                                                               | 954        |
| Reported unfavorably .....                                                                                                                                                                                               | 827        | Signed .....                                                                                                                                                                                                                                 | 955        |
| Indefinitely postponed .....                                                                                                                                                                                             | 828        | Sent to the Governor.....                                                                                                                                                                                                                    | 955        |
| 341—By Jones. To repeal section seventeen hundred and seventy-four (1774) of the code, relating to valuation of policies of life insurance companies and to enact a substitute therefor.                                 |            | 346—By Darrah. To repeal section fifteen hundred thirty-three (1533) of the supplement to the code of Iowa, and chapter fifty-seven (57) of the acts of the Thirty-first General Assembly, and enact as a substitute therefor the following: |            |
| Introduced and referred....                                                                                                                                                                                              | 571        | Introduced and referred....                                                                                                                                                                                                                  | 572        |
| Reported .....                                                                                                                                                                                                           | 796        | Withdrawn from committee and House .....                                                                                                                                                                                                     | 1221       |
| Passed .....                                                                                                                                                                                                             | 902, 903   | 347—By Arney (by request). To make an appropriation to the Iowa State Dairy Association to defray the expense of holding meetings for the promotion of the dairy interests.                                                                  |            |
| Amended and passed Senate .....                                                                                                                                                                                          | 1241       | Introduced and referred....                                                                                                                                                                                                                  | 580        |
| House refuses to concur....                                                                                                                                                                                              | 1348       | 348—By Arney. To amend the law as it appears in section twenty-six hundred and eight (2608) of the supplement to the code, relating to the Soldiers' Home at Marshalltown.                                                                   |            |
| Senate insists .....                                                                                                                                                                                                     | 1434       | Introduced and referred....                                                                                                                                                                                                                  | 580        |
| Conference committee appointed .....                                                                                                                                                                                     | 1434, 1448 | Reported .....                                                                                                                                                                                                                               | 739        |
| Conference committee report they cannot agree.....                                                                                                                                                                       | 1551       | Passed .....                                                                                                                                                                                                                                 | 743        |
| 342—By Koontz. To repeal section fourteen hundred and eighty-three (1483) of the code, relating to roads and highways, and to enact a substitute therefor.                                                               |            | Remarks by Mr. Arney....                                                                                                                                                                                                                     | 744        |
| Introduced and referred....                                                                                                                                                                                              | 571        | Passed Senate .....                                                                                                                                                                                                                          | 1344       |
| Reported .....                                                                                                                                                                                                           | 796        | Enrolled .....                                                                                                                                                                                                                               | 1371, 1372 |
| Amended .....                                                                                                                                                                                                            | 905        | Signed .....                                                                                                                                                                                                                                 | 1385       |
| Passed .....                                                                                                                                                                                                             | 906        | Sent to the Governor.....                                                                                                                                                                                                                    | 1374       |
| Amended and passed....                                                                                                                                                                                                   | 1200       | 349—By White. Making appropriations to the Iowa State College of Agriculture and Mechanic Arts.                                                                                                                                              |            |
| House concurs .....                                                                                                                                                                                                      | 1210, 1211 | Introduced and referred....                                                                                                                                                                                                                  | 580        |
| Enrolled .....                                                                                                                                                                                                           | 1278, 1280 | Reported with amendment..                                                                                                                                                                                                                    | 1368       |
| Signed .....                                                                                                                                                                                                             | 1286       | 350—By Springer. To indemnify D. H. Flester for personal injury sustained by him while employed at the hospital for the insane at Independence, Iowa.                                                                                        |            |
| Sent to the Governor.....                                                                                                                                                                                                | 1283       | Introduced and referred....                                                                                                                                                                                                                  | 592        |
| 343—By Blackmore (by request). To amend section three thousand four hundred and fifty-six (3456) of the code, relating to limitation of actions, and providing for the revival of causes of actions founded on contract. |            | Reported with amendment and rereferred....                                                                                                                                                                                                   | 1353, 1354 |
| Introduced and referred....                                                                                                                                                                                              | 572        | Reported with amendment..                                                                                                                                                                                                                    | 1405       |
| Reported unfavorably .....                                                                                                                                                                                               | 730        | Amendment adopted .....                                                                                                                                                                                                                      | 1463       |
| Indefinitely postponed .....                                                                                                                                                                                             | 730        | Passed .....                                                                                                                                                                                                                                 | 1463, 1464 |
| 344—By Grier (by request). To regulate the furnishing of cars by railroad corporations to shippers, and providing a minimum speed for the transportation of cars.                                                        |            | Passed Senate .....                                                                                                                                                                                                                          | 1495       |
| Introduced and referred....                                                                                                                                                                                              | 572        | Enrolled .....                                                                                                                                                                                                                               | 1552, 1553 |
| Reported unfavorably .....                                                                                                                                                                                               | 838        | Signed .....                                                                                                                                                                                                                                 | 1582       |
| Indefinitely postponed .....                                                                                                                                                                                             | 839        | Sent to the Governor.....                                                                                                                                                                                                                    | 1558       |

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| 351—By Shaffer. To amend section thirteen (13), chapter one hundred and sixty-six (166), laws of the Thirty-first General Assembly, relating to appropriation for the enforcement of pure food law.                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 592        |
| Reported with amendment.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 834        |
| Amendment adopted .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1061       |
| Lost on passage.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1062       |
| Motion to reconsider filed..                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1072       |
| Reconsidered .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1121       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1121, 1122 |
| Passed Senate .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1342       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1372, 1373 |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1385       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 1374       |
| 352—By Mason. To grant officers and guards at the penitentiaries at Anamosa and Fort Madison an annual vacation of fifteen days with pay.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 592        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 669        |
| Amended and passed..                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 763, 764   |
| Passed Senate .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1299       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1355, 1356 |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1367       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 1358       |
| 353—By Military Committee. To amend the law as it appears in section twenty-two hundred and eleven (2211) of the supplement to the code and section eighteen (18) of chapter ninety-one (91) of the acts of the Thirty-first General Assembly and to repeal section twelve (12) of chapter seventy-seven (77) of the acts of the Thirtieth General Assembly and section fourteen (14) of chapter ninety-one (91) of the acts of the Thirty-first General Assembly and to enact substitutes therefor and to provide for stoppage of compensation due officers and men of the Iowa National Guard for loss or damage to property issued to them by the State for military purposes. |            |
| Introduced and passed on file .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 592        |
| Reported with amendments.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 970        |
| Amendments adopted .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1132       |
| Amended and passed..                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1132, 1133 |
| Amended and passed Senate                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 1376       |
| House concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1391, 1392 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1511, 1514 |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1528       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 1515       |
| 354—By Lee. To amend section forty-seven (47) of the code, relative to compensation of newspapers for the publication of laws.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 593        |
| *Withdrawn from committee and House .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 729        |
| *Erroneously printed House File No. 353.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |            |

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| 355—By Bergeson. To make the county treasurer the custodian of the funds belonging to the school corporations within the county and to abolish the office of school treasurer. |            |
| Introduced and referred....                                                                                                                                                    | 594        |
| Reported unfavorably .....                                                                                                                                                     | 877        |
| Indefinitely postponed .....                                                                                                                                                   | 877        |
| 356—By Moore. To punish burglary with explosives.                                                                                                                              |            |
| Introduced and referred... ..                                                                                                                                                  | 594        |
| Substitute reported .....                                                                                                                                                      | 1164       |
| Substitute adopted .....                                                                                                                                                       | 1163       |
| Passed .....                                                                                                                                                                   | 1163, 1164 |
| Amended and passed Senate                                                                                                                                                      | 1299       |
| House concurs .....                                                                                                                                                            | 1313, 1314 |
| Enrolled .....                                                                                                                                                                 | 1355, 1356 |
| Signed .....                                                                                                                                                                   | 1367       |
| Sent to the Governor.....                                                                                                                                                      | 1358       |
| 357—By Paul (by request). To require life preservers and life floats to be carried by certain boats and barges used to carry passengers for hire.                              |            |
| Introduced and referred....                                                                                                                                                    | 594        |
| Reported unfavorably .....                                                                                                                                                     | 841        |
| Indefinitely postponed .....                                                                                                                                                   | 841        |
| 358—By DeMar. To amend section twenty-seven hundred seventy-one (2771) of the supplement to the code, relative to the filling of vacancies on the school board.                |            |
| Introduced and referred....                                                                                                                                                    | 594        |
| Reported .....                                                                                                                                                                 | 877        |
| Passed .....                                                                                                                                                                   | 959, 960   |
| Passed Senate .....                                                                                                                                                            | 1299       |
| Enrolled .....                                                                                                                                                                 | 1355, 1356 |
| Signed .....                                                                                                                                                                   | 1367       |
| Sent to the Governor.....                                                                                                                                                      | 1358       |
| 359—By Paul. To limit the expenditure of candidates for public office, and to prevent corrupt practices in the nomination and election of such officers.                       |            |
| Introduced and referred....                                                                                                                                                    | 594        |
| 360—By Jones. To regulate the soliciting and using of proxies by insurance companies.                                                                                          |            |
| Introduced and referred.                                                                                                                                                       | 603, 604   |
| Reported .....                                                                                                                                                                 | 736        |
| Passed .....                                                                                                                                                                   | 874        |
| Passed Senate .....                                                                                                                                                            | 1343       |
| Enrolled .....                                                                                                                                                                 | 1372, 1373 |
| Signed .....                                                                                                                                                                   | 1385       |
| Sent to the Governor.....                                                                                                                                                      | 1374       |
| 361—By Jones. To limit the expenses of life insurance companies.                                                                                                               |            |
| Introduced and referred....                                                                                                                                                    | 604        |
| Reported .....                                                                                                                                                                 | 771        |
| Passed .....                                                                                                                                                                   | 819, 820   |
| 362—By Conn. Repealing sections twenty-one hundred and sixty-five (2165) and twenty-one hundred and sixty-six (2166) of the code and enacting a sub-                           |            |

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| stitute therefor, pertaining to express companies.                                                                                                                                                                                      |            | and East Okoboji Lake in Dickinson county, Iowa.                                                                                                                                                                      |       |
| Introduced and referred...                                                                                                                                                                                                              | 604        | Introduced and referred....                                                                                                                                                                                           | 646   |
| Reported with amendments.                                                                                                                                                                                                               | 836        | Reported .....                                                                                                                                                                                                        | 732   |
| Amendment adopted .. 944,                                                                                                                                                                                                               | 945        | Withdrawn .....                                                                                                                                                                                                       | 1193  |
| Passed .....                                                                                                                                                                                                                            | 945        |                                                                                                                                                                                                                       |       |
| Explanation of vote.....                                                                                                                                                                                                                | 953        | 369—By Dye of Decatur. To provide for improving and maintaining public highways (additional to chapter sixty-two (62) of the laws of the Thirty-first General Assembly.)                                              |       |
| Amended and passed Senate                                                                                                                                                                                                               | 1086       | Introduced and referred...                                                                                                                                                                                            | 646   |
| House concurs .....                                                                                                                                                                                                                     | 1205       | Withdrawn .....                                                                                                                                                                                                       | 1102  |
| Enrolled .....                                                                                                                                                                                                                          | 1278       |                                                                                                                                                                                                                       |       |
| Signed .....                                                                                                                                                                                                                            | 1286       | 370—By Geneva. Relating to the taxation of mortgages and mortgaged real estate, other than corporation property.                                                                                                      |       |
| Sent to the Governor ....                                                                                                                                                                                                               | 1283       | Introduced and referred....                                                                                                                                                                                           | 646   |
|                                                                                                                                                                                                                                         |            | Reported unfavorably .....                                                                                                                                                                                            | 1404  |
| 363—By Hambleton. To amend section thirty-one hundred and eighty-one (3181) of the code, relating to divorces and marriages of divorced persons.                                                                                        |            | Indefinitely postponed .....                                                                                                                                                                                          | 1404  |
| Introduced .....                                                                                                                                                                                                                        | 604        |                                                                                                                                                                                                                       |       |
| Considered .. 680, 681, 682,                                                                                                                                                                                                            | 683        | 371—By Hackler. To confer jurisdiction over the gypsum mines of this State on the state mine inspectors and providing for the enforcement of chapter nine (9) of title twelve (12) of the code, in reference thereto. |       |
| Amended .....                                                                                                                                                                                                                           | 682        | Introduced and referred....                                                                                                                                                                                           | 646   |
| Passed .....                                                                                                                                                                                                                            | 683, 684   | Reported unfavorably .....                                                                                                                                                                                            | 1353  |
| Explanation of vote.....                                                                                                                                                                                                                | 684        | Indefinitely postponed .....                                                                                                                                                                                          | 1353  |
| Motion to reconsider filed ..                                                                                                                                                                                                           | 691        |                                                                                                                                                                                                                       |       |
| Motion to reconsider withdrawn .....                                                                                                                                                                                                    | 727        | 372—By Meredith. To aid in the acquisition of terminal facilities and power for interurban railway companies.                                                                                                         |       |
| Passed Senate .....                                                                                                                                                                                                                     | 816        | Introduced and referred...                                                                                                                                                                                            | 646   |
| Enrolled .....                                                                                                                                                                                                                          | 912, 913   | Withdrawn .....                                                                                                                                                                                                       | 1385  |
| Signed .....                                                                                                                                                                                                                            | 923        |                                                                                                                                                                                                                       |       |
| Sent to the Governor.....                                                                                                                                                                                                               | 914        | 373—By Teter. Defining desertion, providing punishment therefor, and permitting a husband to be a witness in such cases.                                                                                              |       |
|                                                                                                                                                                                                                                         |            | Introduced and passed on file .....                                                                                                                                                                                   | 660   |
| 364—By Kelley. To permit fraternal beneficiary societies, orders or associations to acquire and own real estate for their own use.                                                                                                      |            |                                                                                                                                                                                                                       |       |
| Introduced and referred....                                                                                                                                                                                                             | 604        | 374—By Dye of Pottawattamie. To provide a uniform system of books, blanks, records, vouchers, etc., for use of county auditors, county treasurers and clerks of the district court.                                   |       |
| Withdrawn from committee and House .....                                                                                                                                                                                                | 1385       | Introduced and referred....                                                                                                                                                                                           | 661   |
|                                                                                                                                                                                                                                         |            | Reported .....                                                                                                                                                                                                        | 1079  |
| 365—By Sullivan (by request). To require public service corporations to make reports to the secretary of state, and the cities where located.                                                                                           |            | Senate File No. 277 substituted for .....                                                                                                                                                                             | 1185  |
| Introduced and referred. 604,                                                                                                                                                                                                           | 605        | (See Senate File No. 277).                                                                                                                                                                                            |       |
| Reported unfavorably .....                                                                                                                                                                                                              | 730        | Withdrawn .....                                                                                                                                                                                                       | 1221  |
| Indefinitely postponed .....                                                                                                                                                                                                            | 730        |                                                                                                                                                                                                                       |       |
|                                                                                                                                                                                                                                         |            | 375—By Holmes. To regulate the charges of sleeping cars on all railroads in this State, and to provide penalties for the violation thereof.                                                                           |       |
| 366—By Dodds (by request). To provide for county inspectors of apiaries and defining their duties and providing for their compensation, for the purpose of curing and avoiding foul brood or other diseases among bees and their hives. |            | Introduced and referred....                                                                                                                                                                                           | 661   |
| Introduced and referred....                                                                                                                                                                                                             | 631        | Reported .....                                                                                                                                                                                                        | 811   |
| Withdrawn .....                                                                                                                                                                                                                         | 1426       | Amended .....                                                                                                                                                                                                         | 917   |
|                                                                                                                                                                                                                                         |            | Passed .....                                                                                                                                                                                                          | 918   |
| 367—By Hambleton. To amend section thirteen hundred three (1303) of the code as amended, relative to the assessment of taxes.                                                                                                           |            |                                                                                                                                                                                                                       |       |
| Introduced and referred....                                                                                                                                                                                                             | 631        |                                                                                                                                                                                                                       |       |
| Reported .....                                                                                                                                                                                                                          | 1223       |                                                                                                                                                                                                                       |       |
| Amended .....                                                                                                                                                                                                                           | 1381       |                                                                                                                                                                                                                       |       |
| Lost on passage.....                                                                                                                                                                                                                    | 1381, 1382 |                                                                                                                                                                                                                       |       |
| Motion to reconsider filed..                                                                                                                                                                                                            | 1384       |                                                                                                                                                                                                                       |       |
| Reconsidered and passed.....                                                                                                                                                                                                            | 1518, 1519 |                                                                                                                                                                                                                       |       |
|                                                                                                                                                                                                                                         |            |                                                                                                                                                                                                                       |       |
| 368—By Bascom. To authorize the construction of a lock canal between Spirit Lake                                                                                                                                                        |            |                                                                                                                                                                                                                       |       |

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| 376—By Wolfe. To amend section four hundred and twenty-two (422) of the code, relative to the powers of the boards of supervisors.                                                                                                                                                                                                                                                                                                                                                                                                                     |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 661        |
| Substitute reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 888        |
| Substitute adopted .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 978        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 978, 979   |
| Passed Senate .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1180       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 1278, 1281 |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1286       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1283       |
| 377—By Miller of Bremer. To provide for the levy of a special tax of one-half a mill on the dollar upon the assessed value of the taxable property of the state for the aid of certain public schools thereof.                                                                                                                                                                                                                                                                                                                                         |            |
| Introduced and referred ....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 661        |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 1074       |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1074       |
| 378—By Arney. In regard to admission to the Soldiers' Home and payment for support by members.                                                                                                                                                                                                                                                                                                                                                                                                                                                         |            |
| Introduced and referred... ..                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 661        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 738        |
| Withdrawn .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 989        |
| 379—By Grier. To prohibit common carriers of passengers from issuing, furnishing or giving free tickets, free passes, free transportation or discriminating reduced rates, except to certain described persons; to prohibit the acceptance or use of such free tickets, free passes, free transportation or discriminating reduced rates by any such except certain described persons; providing a penalty for the violation of the act; also for annual reports and for the repeal of chapter ninety (90), laws of the Thirty-first General Assembly. |            |
| Introduced and referred... ..                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 662        |
| Reported with amendment.. ..                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 664        |
| Made special order and printed in Journal .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 673        |
| Amendment adopted .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 759        |
| Amended .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 759        |
| Considered .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 760, 761   |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 761, 762   |
| Explanation of vote.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 762        |
| Amended and passed Senate .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1341       |
| House concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1360, 1361 |
| Explanations of votes.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 1361, 1384 |
| Motion to reconsider filed.. ..                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1386       |
| Reconsidered .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 1393       |
| House refuses to concur.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1393, 1394 |
| Conference committee appointed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1410       |
| Amendments reported and also Senate to recede.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 1452       |
| House refuses to adopt report .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1507, 1508 |

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| Explanations of votes.....                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 1508       |
| New conference committee appointed .....                                                                                                                                                                                                                                                                                                                                                                                                                                       | 1509, 1561 |
| Conference committee reports amendments .....                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1588       |
| House adopts report and amendments .....                                                                                                                                                                                                                                                                                                                                                                                                                                       | 1590, 1591 |
| Senate adopts report and amendments .....                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1601       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1602, 1605 |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1616       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1607       |
| 380—By Wilson. To legalize the incorporation of the town of Garwin, Tama county, Iowa, the election of its officers, the passage and adoption of its ordinances and resolutions and all acts done by the officials of said town while acting as such.                                                                                                                                                                                                                          |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 662        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 734        |
| Amended and passed... ..                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 870, 871   |
| Amended and passed Senate .....                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1153       |
| House concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 1206, 1207 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1278, 1281 |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1286       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1283       |
| 381—By Teter. Requiring common carriers of passengers to file with the executive council a sworn statement of the names of persons receiving free tickets, free passes, or free or discriminating reduced rates, and such other information as may be required, together with the amounts that would have been received had such transportation been paid for at the regular rates, and providing a penalty for failure to file such statement or to furnish such information. |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 670        |
| Withdrawn .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1426       |
| 382—By White. To amend section twenty-eight hundred three (2803) of the code, relative to the payment of tuition by a school corporation.                                                                                                                                                                                                                                                                                                                                      |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 670        |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 1080       |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1080       |
| 383—By Feay. To compel railway companies to build bridges on their right of way.                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 670        |
| Withdrawn .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 865        |
| 384—By Fox (by request). To legalize the acts done and the ordinances passed by the town council of Dexter, Dallas county, Iowa.                                                                                                                                                                                                                                                                                                                                               |            |
| Introduced and referred... ..                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 670        |
| Withdrawn .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 884        |

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| 385—By Lee. To amend section two thousand twenty-two (2022) of the code, relating to cattle-guards at private crossings of railways.                                                                                                                                                                                                                                                                                                                                                          |            | Reported .....                                                                                                                                                                                                                                                                         | 347        |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 670        | Passed .....                                                                                                                                                                                                                                                                           | 957, 958   |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 835        | Amended and passed Senate .....                                                                                                                                                                                                                                                        | 1181       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 955, 956   | House concurs .....                                                                                                                                                                                                                                                                    | 1213, 1214 |
| Amended and passed Senate .....                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1364       | Enrolled .....                                                                                                                                                                                                                                                                         | 1278, 1281 |
| House concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1392, 1393 | Signed .....                                                                                                                                                                                                                                                                           | 1286       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1450       | Sent to the Governor .....                                                                                                                                                                                                                                                             | 1283       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1474       | Vetoed .....                                                                                                                                                                                                                                                                           | 1383       |
| Sent to the Governor .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1451       |                                                                                                                                                                                                                                                                                        |            |
| 386—By Teter. To amend the law as it appears in section two thousand seventy-seven-a (2077-a) of the supplement to the code, requiring railway companies to keep posted bulletins of the arrival and departure of trains carrying passengers, and to notify telephone exchanges of the contents of such bulletins.                                                                                                                                                                            |            | 390—By Weeks. To repeal section four hundred ninety-one (491) of the code and to enact a substitute therefor, relating to deputy county treasurers and their pay.                                                                                                                      |            |
| Introduced and referred. 670,                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 671        | Introduced and referred 691,                                                                                                                                                                                                                                                           | 692        |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 841        | Substitute reported .....                                                                                                                                                                                                                                                              | 910        |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 841        | Substitute adopted .....                                                                                                                                                                                                                                                               | 982        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |            | Lost on passage.....                                                                                                                                                                                                                                                                   | 982        |
| 387—By Committee on Railroads and Commerce. Relating to certain powers to be exercised by the stockholders and directors of railway and other public service corporations heretofore or hereafter organized under the laws of this State and defining quorums at their meetings, and providing for the election of directors nominated by a minority of the stockholders and providing for notice of special directors' meetings, being an act amendatory to chapter 1, title IX of the code. |            | 391—By Dye of Decatur. Relating to treating in the use of intoxicating liquors.                                                                                                                                                                                                        |            |
| Introduced .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 671        | Introduced and referred... 692                                                                                                                                                                                                                                                         |            |
| Considered .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 805, 806   | Reported unfavorably .....                                                                                                                                                                                                                                                             | 1170       |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 806, 807   | Indefinitely postponed .....                                                                                                                                                                                                                                                           | 1170       |
| Explanation of vote.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 807        |                                                                                                                                                                                                                                                                                        |            |
| 388—By Committee on Railroads and Commerce. Relating to railway corporations owning or operating terminal railways in this state and requiring every such corporation to lease terminal facilities to and perform terminal services for all other railways desiring the same on such terms as shall be agreed on or fixed by arbitration.                                                                                                                                                     |            | 392—By Nix. To amend subdivision sixteen (16) of section six hundred and sixty-eight (668) of the code, in relation to the duties of city council and amending said sub-section sixteen (16) and making the same apply to cities of the second class.                                  |            |
| Introduced .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 672        | Introduced and referred....                                                                                                                                                                                                                                                            | 692        |
| Substitute offered .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 807        | Reported .....                                                                                                                                                                                                                                                                         | 732        |
| Rereferred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 808        | Senate File No. 290 substituted on calendar.....                                                                                                                                                                                                                                       | 880        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |            | (See Senate File No. 290.)                                                                                                                                                                                                                                                             |            |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |            | Indefinitely postponed .....                                                                                                                                                                                                                                                           | 882        |
| 389—By Earle. Amendatory of and additional to chapter fifteen (15) of the code and supplement to the code, relative to the care and propagation of fish.                                                                                                                                                                                                                                                                                                                                      |            | 393—By Committee on Institution for Feeble-Minded Children. To amend section two thousand seven hundred and twenty-seven-c (2727-c) of the supplement to the code, relating to the compensation of the superintendent of the institution for feeble-minded children at Glenwood, Iowa. |            |
| Introduced and referred... 673                                                                                                                                                                                                                                                                                                                                                                                                                                                                |            | Introduced and referred....                                                                                                                                                                                                                                                            | 692        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |            | Reported unfavorably .....                                                                                                                                                                                                                                                             | 1223       |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |            | Indefinitely postponed .....                                                                                                                                                                                                                                                           | 1223       |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |            |                                                                                                                                                                                                                                                                                        |            |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |            | 394—By Meredith. Regulating attorneys' fees in suits arising out of claims for damages for personal injuries.                                                                                                                                                                          |            |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |            | Introduced and referred....                                                                                                                                                                                                                                                            | 692        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |            | Reported unfavorably .....                                                                                                                                                                                                                                                             | 729        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |            | Indefinitely postponed .....                                                                                                                                                                                                                                                           | 729        |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |            | 395—By Committee on Elections. Providing for the nomination by political parties or organizations of candidates for various offices, and the election of delegates to conventions of said political parties or organizations, and the                                                  |            |

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election of party committeemen by a primary election, and for the holding of conventions by such political parties or organizations, and repealing chapter forty (40), laws of the Thirtieth General Assembly and chapters forty-five (45) and forty-six (46), laws of the Thirty-first General Assembly, and chapters many elections.

Introduced and printed in Journal ..... 692  
 Considered ..... 765  
 Consideration postponed. 766  
 Made special order. 767, 907, 955  
 Withdrawn ..... 1041

396—By Weeks. Defining bucket shop and bucket shopping, making it a crime to maintain and operate the same and providing penalties for so doing.

Introduced and referred.... 706  
 Reported ..... 824  
 Passed ..... 942  
 Explanation of vote..... 953  
 Passed Senate ..... 1297  
 Enrolled ..... 1430, 1431  
 Signed ..... 1448  
 Sent to the Governor.... 1432

397—By Webster. To amend section four hundred forty-eight (448) of the code, relating to borrowing money for the erection of public buildings in counties having population of forty thousand or over.

Introduced and placed on calendar ..... 717  
 Passed ..... 809  
 Motion to reconsider filed.. 815  
 Reconsidered ..... 854  
 Senate File No. 300 substituted for ..... 854  
 (See Senate File No. 300.)

398—By Price. To prohibit the service of certain male animals for breeding purposes within six hundred (600) feet of a public school building during terms of school, and providing penalties for a violation of this act.

Introduced and referred .... 718  
 Reported ..... 877  
 Passed ..... 961, 962  
 Senate indefinitely postpones 1340

399—By McAllister. To legalize the establishing of May's Island as a voting place for the voters of Cedar township, Linn county, Iowa, by the supervisors of Linn county, Iowa.

Introduced and referred.... 741  
 Withdrawn ..... 990

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400—By Dodds. To repeal chapter one hundred and nineteen (119) of the laws of the Twenty-sixth General Assembly.

Introduced and referred .... 741  
 Withdrawn ..... 1426

401—By Bauman. To legalize the adoption of all ordinances, resolutions and rules enacted by the council of the town of Stockport, Van Buren county, Iowa, and all acts done by the council of said town.

Introduced and referred.... 741  
 Reported ..... 770  
 Passed ..... 868, 869  
 Passed Senate ..... 1089  
 Enrolled ..... 1145, 1146  
 Signed ..... 1157  
 Sent to the Governor ..... 1149

402—By Hanson. To limit the expenses, other than losses, of state mutual hall insurance associations and to limit compensation to be paid to officers, agents, and employees of such associations.

Introduced and referred .741, 742  
 Reported ..... 771  
 Passed ..... 900, 901  
 Amended and passed Senate 1486  
 House refuses to concur.1505, 1506  
 Senate insists ..... 1517  
 Conference committee appointed ..... 1517, 1528  
 Conference committee reports amendments ..... 1612  
 House adopts report and amendments ..... 1612, 1613

403—By White. To enlarge the powers and further define the duties of the board of railroad commissioners.

Introduced and referred ... 742  
 Reported with amendment. 824  
 Amendment lost ..... 943  
 Amended and passed .943, 944  
 Explanation of vote..... 953  
 Amended and passed Senate 1410  
 House concurs ..... 1439  
 Enrolled ..... 1511, 1514  
 Signed ..... 1528  
 Sent to the Governor ..... 1515

404—By Brandes. To amend section one thousand five hundred and thirty (1530) of the supplement to the code, relating to county road fund and how it is paid out.

Introduced and referred... 742  
 Reported ..... 797  
 Amended and passed .916, 917  
 Motion to reconsider filed.. 953  
 Reconsidered ..... 1063  
 Amended ..... 1064  
 Passed ..... 1064, 1065  
 Amended and passed Senate 1434  
 House concurs ..... 1439, 1440  
 Enrolled ..... 1511, 1514  
 Signed ..... 1528  
 Sent to the Governor ..... 1515

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| 405—By Sparks (by request).<br>To amend section six hundred seventy-four (674) of the supplement to the code, relating to the compensation of assessors and deputies.                                                                                                                                                                                                                                                                  |            | 411—By Koontz. To amend title five (5) of chapter nine (9) of the code and amendments thereto, relating to park commissioners.                                                                                                                                                                                                                                                           |            |
| Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                                                                            | 742        | Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                              | 774        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 843        | Reported with amendments.                                                                                                                                                                                                                                                                                                                                                                | 1070       |
| Amended and passed .....                                                                                                                                                                                                                                                                                                                                                                                                               | 956, 957   | Amendments adopted .....                                                                                                                                                                                                                                                                                                                                                                 | 1135       |
|                                                                                                                                                                                                                                                                                                                                                                                                                                        |            | Passed .....                                                                                                                                                                                                                                                                                                                                                                             | 1135, 1136 |
| 406—By Sparks (by request). To amend section twenty-five hundred forty (2540) of the supplement to the code, relating to the protection of fish.                                                                                                                                                                                                                                                                                       |            | Amended and passed Senate                                                                                                                                                                                                                                                                                                                                                                | 1412       |
| Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                                                                            | 742        | House concurs .....                                                                                                                                                                                                                                                                                                                                                                      | 1441, 1442 |
| Reported unfavorably ....                                                                                                                                                                                                                                                                                                                                                                                                              | 1387       | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                           | 1602, 1605 |
| Indefinitely postponed ....                                                                                                                                                                                                                                                                                                                                                                                                            | 1388       | Signed .....                                                                                                                                                                                                                                                                                                                                                                             | 1615       |
|                                                                                                                                                                                                                                                                                                                                                                                                                                        |            | Sent to the Governor .....                                                                                                                                                                                                                                                                                                                                                               | 1607       |
| 407—By Meredith. Repealing section two thousand eight hundred eighty-one (2881) of the code, chapter one hundred fifteen (115) of the acts of the Twenty-eighth General Assembly, and section six (6) of chapter one hundred fourteen (114) of the acts of the Twenty-eighth General Assembly, relating to the employes in the state library, fixing their salaries and providing for their bonds, and enacting a substitute therefor. |            | 412—By Marston (by request). Providing for the sanitary construction and maintenance of buildings and rooms used for bakeries and the storage of flour, meal and the products thereof, and the wagons used for delivery, also prohibiting the employment of persons afflicted with certain communicable disease, and excluding animals from such bake-shops and storage-rooms.           |            |
| Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                                                                            | 742        | Introduced and referred 774,                                                                                                                                                                                                                                                                                                                                                             | 775        |
| Reported with amendments.                                                                                                                                                                                                                                                                                                                                                                                                              | 910        | Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                               | 845        |
| Amendments adopted .....                                                                                                                                                                                                                                                                                                                                                                                                               | 1316, 1317 | Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                             | 845        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                           | 1317       |                                                                                                                                                                                                                                                                                                                                                                                          |            |
| Amended and passed Senate                                                                                                                                                                                                                                                                                                                                                                                                              | 1412       | 413—By Sullivan. To amend the law as it appears in section eight hundred and fifty-two (852) of the supplement to the code as amended by chapter thirty-four (34) of the laws of the Thirtieth General Assembly, authorizing the levy of an additional tax of one mill on the dollar on all taxable property for park purposes, relating to park commissioners, their powers and duties. |            |
| House concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                    | 1440, 1441 | Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                              | 775        |
| Explanation of vote .....                                                                                                                                                                                                                                                                                                                                                                                                              | 1441       | Reported .....                                                                                                                                                                                                                                                                                                                                                                           | 1069       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1551, 1555 | Senate File No. 341 substituted for .....                                                                                                                                                                                                                                                                                                                                                | 1161       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                           | 1582       | Withdrawn from House ..                                                                                                                                                                                                                                                                                                                                                                  | 1164       |
| Sent to the Governor .....                                                                                                                                                                                                                                                                                                                                                                                                             | 1557       | (See Senate File No. 341.)                                                                                                                                                                                                                                                                                                                                                               |            |
| 408—By Lee. To amend section three hundred ten (310) of the supplement to the code, relating to qualification for admission to the bar.                                                                                                                                                                                                                                                                                                |            | 414—By Aured. To repeal section four hundred and eight (408) of the code, and chapter sixteen (16), acts of the Thirty-first General Assembly, and to enact a substitute therefor, relating to the duties and fees of the county recorder.                                                                                                                                               |            |
| Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                                                                            | 743        | Introduced and referred....                                                                                                                                                                                                                                                                                                                                                              | 775        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 888        | Substitute reported .....                                                                                                                                                                                                                                                                                                                                                                | 1077       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                           | 976        | Substitute adopted .....                                                                                                                                                                                                                                                                                                                                                                 | 1187       |
| Amended and passed Senate                                                                                                                                                                                                                                                                                                                                                                                                              | 1265       | Passed .....                                                                                                                                                                                                                                                                                                                                                                             | 1187, 1188 |
| House concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                    | 1266       | Passed Senate .....                                                                                                                                                                                                                                                                                                                                                                      | 1365       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1355, 1356 | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                           | 1552, 1553 |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                           | 1367       | Signed .....                                                                                                                                                                                                                                                                                                                                                                             | 1582       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                                                                              | 1359       | Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                                | 1558       |
| 409—By Anderson. To amend section two thousand one hundred sixteen (2116) of the code, relating to the duty of railroads.                                                                                                                                                                                                                                                                                                              |            |                                                                                                                                                                                                                                                                                                                                                                                          |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                                                            | 752        | 415—By Wolfe. To amend section three thousand one hundred and seventy-three (3173) of the code, relative                                                                                                                                                                                                                                                                                 |            |
| 410—By Koontz. Relating to taxes for park purposes, amending title five (5) of chapter eleven (11) of the code.                                                                                                                                                                                                                                                                                                                        |            |                                                                                                                                                                                                                                                                                                                                                                                          |            |
| Introduced and referred ...                                                                                                                                                                                                                                                                                                                                                                                                            | 774        |                                                                                                                                                                                                                                                                                                                                                                                          |            |
| Reported with amendments.                                                                                                                                                                                                                                                                                                                                                                                                              | 1069       |                                                                                                                                                                                                                                                                                                                                                                                          |            |
| Withdrawn from House ...                                                                                                                                                                                                                                                                                                                                                                                                               | 1139       |                                                                                                                                                                                                                                                                                                                                                                                          |            |

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| to the taking of testimony in divorce cases.                                                                                                                                                                                                                                                                              |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                               | 800        |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                | 892        |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                              | 892        |
| <br>416—By Mercer. To reorganize the congressional districts of the state.                                                                                                                                                                                                                                                |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                               | 800        |
| Withdrawn .....                                                                                                                                                                                                                                                                                                           | 1351       |
| <br>417—By Miller of Bremer. To amend section one thousand five hundred sixty (1560) of the supplement to the code, relating to the obstruction of highways by fences.                                                                                                                                                    |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                               | 800        |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                | 1052       |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                              | 1052       |
| <br>418—By Arney (by request). Authorizing cities and towns, including cities under special charter, to provide for the collection and disposal of garbage, and for the payment for such services.                                                                                                                        |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                               | 800        |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                | 1006       |
| Indefinitely postponed.....                                                                                                                                                                                                                                                                                               | 1006       |
| Reconsidered and rereferred                                                                                                                                                                                                                                                                                               | 1041       |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                | 1239       |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                              | 1239       |
| <br>419—By Jones. Dividing the state into districts, establishing agricultural and manual training schools therein, providing for the management, control and operation thereof, creating a board of trustees therefor, establishing courses of study therein, and making provision for the creation and support thereof. |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                               | 813        |
| Reported with amendments.                                                                                                                                                                                                                                                                                                 | 1168       |
| Made a special order.....                                                                                                                                                                                                                                                                                                 | 1274       |
| Considered .....                                                                                                                                                                                                                                                                                                          | 1302, 1304 |
| Lost on passage.....                                                                                                                                                                                                                                                                                                      | 1305       |
| Explanation of vote.....                                                                                                                                                                                                                                                                                                  | 1305       |
| Motion to reconsider filed..                                                                                                                                                                                                                                                                                              | 1310       |
| Motion to reconsider withdrawn .....                                                                                                                                                                                                                                                                                      | 1384       |
| <br>420—By Hanson. To legalize the incorporation of the town of Humboldt (formerly Springvale), Humboldt county, Iowa, the election of its officers, the passage, adoption and recording of its ordinances and resolutions, and all acts done by council of said town.                                                    |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                               | 813        |
| Reported .....                                                                                                                                                                                                                                                                                                            | 823        |
| Amended and passed....                                                                                                                                                                                                                                                                                                    | 869, 870   |
| Passed Senate .....                                                                                                                                                                                                                                                                                                       | 1089       |
| Enrolled .....                                                                                                                                                                                                                                                                                                            | 1145, 1146 |
| Signed .....                                                                                                                                                                                                                                                                                                              | 1157       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                 | 1149       |

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| 421—By Kull. To repeal section two thousand and twenty-six (2026) of the supplement to the code, and chapter eighty-seven (87) of the acts of the Thirty-first General Assembly, and to enact a substitute therefor. |            |
| Introduced and referred.                                                                                                                                                                                             | 813, 814   |
| Substitute reported .....                                                                                                                                                                                            | 1068       |
| Substitute adopted .....                                                                                                                                                                                             | 1159       |
| Passed .....                                                                                                                                                                                                         | 1159, 1160 |
| Amended and passed Senate.                                                                                                                                                                                           | 1384       |
| House concurs .....                                                                                                                                                                                                  | 1389, 1390 |
| Enrolled .....                                                                                                                                                                                                       | 1483       |
| Signed .....                                                                                                                                                                                                         | 1491       |
| Sent to the Governor.....                                                                                                                                                                                            | 1484       |
| <br>422—By Darrah. To amend section twenty-nine hundred fifty-seven (2957) of the code, relative to affidavits to explain defective titles.                                                                          |            |
| Introduced and referred....                                                                                                                                                                                          | 814        |
| Reported unfavorably .....                                                                                                                                                                                           | 1075       |
| Indefinitely postponed .....                                                                                                                                                                                         | 1075       |
| <br>423—By Schulte. To amend section seventeen hundred twenty-six (1726) of the code, in relation to notes taken for policies of insurance.                                                                          |            |
| Introduced and referred.                                                                                                                                                                                             | 815, 816   |
| Reported unfavorably .....                                                                                                                                                                                           | 1291       |
| Indefinitely postponed .....                                                                                                                                                                                         | 1291       |
| <br>424—By Elliott. To prevent the throwing or depositing of drugs or medicines as sample or otherwise in private or public places.                                                                                  |            |
| Introduced and referred....                                                                                                                                                                                          | 816        |
| Reported .....                                                                                                                                                                                                       | 845        |
| Amended and passed....                                                                                                                                                                                               | 946, 947   |
| Passed Senate .....                                                                                                                                                                                                  | 1181       |
| Enrolled .....                                                                                                                                                                                                       | 1279, 1281 |
| Signed .....                                                                                                                                                                                                         | 1286       |
| Sent to the Governor.....                                                                                                                                                                                            | 1283       |
| <br>425—By Holmes. To amend section five hundred and forty-three (543) of the code, relating to the fees of county surveyors.                                                                                        |            |
| Introduced and referred....                                                                                                                                                                                          | 816        |
| Reported .....                                                                                                                                                                                                       | 843        |
| Lost on passage.....                                                                                                                                                                                                 | 958, 959   |
| <br>426—By Earle. To encourage the propagation of Mongolian, ring neck, English and Chinese pheasants, and to prohibit the killing thereof.                                                                          |            |
| Introduced and referred....                                                                                                                                                                                          | 816        |
| Reported .....                                                                                                                                                                                                       | 847        |
| Amended and passed....                                                                                                                                                                                               | 952, 953   |
| Passed Senate .....                                                                                                                                                                                                  | 1300       |
| Enrolled .....                                                                                                                                                                                                       | 1355, 1356 |
| Signed .....                                                                                                                                                                                                         | 1367       |
| Sent to the Governor.....                                                                                                                                                                                            | 1359       |
| <br>427—By Paul (by request). To amend section twenty-seven hundred seventy-seven (2777) of the code, relative to requirements of kindergarten teachers.                                                             |            |
| Introduced and referred....                                                                                                                                                                                          | 849        |
| Reported .....                                                                                                                                                                                                       | 877        |
| Passed .....                                                                                                                                                                                                         | 960, 961   |

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| 428—By DeMar. To repeal chapter one hundred and forty (140), laws of the Thirty-first General Assembly, relative to bonds of school corporations, and enacting a substitute therefor. |            | 435—By Meredith. Defining, regulating and conferring rights and powers upon automobile railways, additional to chapter four (4), Title X (10) of the code.                                                                                                                                                                          |                                          |
| Introduced and referred....                                                                                                                                                           | 849        | Introduced and referred....                                                                                                                                                                                                                                                                                                         | 896                                      |
| Reported .....                                                                                                                                                                        | 1080       | Reported .....                                                                                                                                                                                                                                                                                                                      | 1141                                     |
| Senate File No. 271 substituted for .....                                                                                                                                             | 1188       | Passed .....                                                                                                                                                                                                                                                                                                                        | 1233, 1234                               |
| (See Senate File No. 271.)                                                                                                                                                            |            | Passed Senate .....                                                                                                                                                                                                                                                                                                                 | 1342                                     |
|                                                                                                                                                                                       |            | Enrolled .....                                                                                                                                                                                                                                                                                                                      | 1372, 1373                               |
|                                                                                                                                                                                       |            | Signed .....                                                                                                                                                                                                                                                                                                                        | 1385                                     |
|                                                                                                                                                                                       |            | Sent to the Governor.....                                                                                                                                                                                                                                                                                                           | 1374                                     |
| 429—By Teter. For the relief of the grantees of James Seby Parsons, and for the purpose of having a patent issued in the name of Cornelius DeGeest for a certain tract of land.       |            | 436—By Meredith. To amend section two thousand and eighty-four (2084) of the code, relating to taxes in aid to railroads.                                                                                                                                                                                                           |                                          |
| Introduced and referred....                                                                                                                                                           | 850        | Introduced and referred....                                                                                                                                                                                                                                                                                                         | 897                                      |
| Reported .....                                                                                                                                                                        | 887        | Withdrawn from committee and House .....                                                                                                                                                                                                                                                                                            | 1385                                     |
| Passed .....                                                                                                                                                                          | 964, 965   |                                                                                                                                                                                                                                                                                                                                     |                                          |
| Passed Senate .....                                                                                                                                                                   | 1343       |                                                                                                                                                                                                                                                                                                                                     |                                          |
| Enrolled .....                                                                                                                                                                        | 1372, 1373 | 437—By Inman. To repeal section four hundred sixteen (416) of the code, relating to the division of a county by townships into supervisor districts, changing the time of such division from the regular meeting in June to the regular meeting in January.                                                                         |                                          |
| Signed .....                                                                                                                                                                          | 1385       | Introduced and referred....                                                                                                                                                                                                                                                                                                         | 914                                      |
| Sent to the Governor.....                                                                                                                                                             | 1374       | Reported .....                                                                                                                                                                                                                                                                                                                      | 1138                                     |
|                                                                                                                                                                                       |            | Amended and passed.....                                                                                                                                                                                                                                                                                                             | 1216, 1217                               |
|                                                                                                                                                                                       |            | Senate indefinitely postpones                                                                                                                                                                                                                                                                                                       | 1341                                     |
| 430—By Conn. To amend section eighteen hundred and seventy-three (1873) of the code, relating to the examination of state and savings banks.                                          |            |                                                                                                                                                                                                                                                                                                                                     |                                          |
| Introduced and referred....                                                                                                                                                           | 850        | 438—By Meredith. To repeal chapter thirty-nine (39) of the acts of the Thirty-first General Assembly, and to enact a substitute therefor, relating to the terms of office of county officers.                                                                                                                                       |                                          |
| Reported unfavorably.....                                                                                                                                                             | 1224       | Introduced and referred....                                                                                                                                                                                                                                                                                                         | 914                                      |
| Indefinitely postponed ....                                                                                                                                                           | 1224       | Reported .....                                                                                                                                                                                                                                                                                                                      | 1079                                     |
|                                                                                                                                                                                       |            | Referred .....                                                                                                                                                                                                                                                                                                                      | 1193                                     |
|                                                                                                                                                                                       |            | Reported unfavorably .....                                                                                                                                                                                                                                                                                                          | 1327                                     |
|                                                                                                                                                                                       |            | Indefinitely postponed .....                                                                                                                                                                                                                                                                                                        | 1328                                     |
|                                                                                                                                                                                       |            | Petitions .....                                                                                                                                                                                                                                                                                                                     | 1103, 1140, 1166, 1167, 1222, 1257, 1258 |
| 431—By Bauman. To enable incorporated towns located in more than one township the power to establish a voting precinct for such incorporated town.                                    |            | 439—By Meredith. To repeal sections six hundred forty-two (642) and twenty-seven hundred forty-seven (2747) of the code, and to enact substitutes therefor, and to repeal section eleven hundred and thirty-one (1131) of the code, relating to qualified electors and the right to vote at regular municipal and school elections. |                                          |
| Introduced and referred....                                                                                                                                                           | 865        | Introduced and referred.....                                                                                                                                                                                                                                                                                                        | 914, 915                                 |
| Withdrawn .....                                                                                                                                                                       | 1425       | Substitute reported .....                                                                                                                                                                                                                                                                                                           | 1295                                     |
|                                                                                                                                                                                       |            | Substitute adopted .....                                                                                                                                                                                                                                                                                                            | 1414                                     |
|                                                                                                                                                                                       |            | Passed .....                                                                                                                                                                                                                                                                                                                        | 1414, 1415                               |
| 432—By Balluff. To amend section two thousand four hundred and forty-nine (2449) of the code, relating to the sale of intoxicating liquors.                                           |            | 440—By Cottrell. To repeal chapter one hundred twenty-two (122) of the laws of the Thirty-first General Assembly, and to enact a substitute therefor, relative to the qualifications of county superintendents of schools and examina-                                                                                              |                                          |
| Introduced and referred....                                                                                                                                                           | 879        |                                                                                                                                                                                                                                                                                                                                     |                                          |
| Reported unfavorably .....                                                                                                                                                            | 1169       |                                                                                                                                                                                                                                                                                                                                     |                                          |
| Indefinitely postponed .....                                                                                                                                                          | 1169       |                                                                                                                                                                                                                                                                                                                                     |                                          |
|                                                                                                                                                                                       |            |                                                                                                                                                                                                                                                                                                                                     |                                          |
| 433—By McAllister. To repeal section ten hundred and ninety-one (1091) of the code, relating to polling places and their location, and enacting in lieu thereof the following.        |            |                                                                                                                                                                                                                                                                                                                                     |                                          |
| Introduced and referred....                                                                                                                                                           | 896        |                                                                                                                                                                                                                                                                                                                                     |                                          |
| Reported .....                                                                                                                                                                        | 1171       |                                                                                                                                                                                                                                                                                                                                     |                                          |
| Considered .....                                                                                                                                                                      | 1234, 1235 |                                                                                                                                                                                                                                                                                                                                     |                                          |
| Amended and passed....                                                                                                                                                                | 1241, 1242 |                                                                                                                                                                                                                                                                                                                                     |                                          |
|                                                                                                                                                                                       |            |                                                                                                                                                                                                                                                                                                                                     |                                          |
| 434—By Meredith. To amend section nineteen hundred and ninety-five (1995) of the code, relative to the taking of private property by railroads for works of internal improvement.     |            |                                                                                                                                                                                                                                                                                                                                     |                                          |
| Introduced and referred....                                                                                                                                                           | 896        |                                                                                                                                                                                                                                                                                                                                     |                                          |
| Withdrawn from committee and House .....                                                                                                                                              | 1385       |                                                                                                                                                                                                                                                                                                                                     |                                          |

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| tions and certificates of teachers.                                                                                                                                                                                                          |            |
| Introduced and referred....                                                                                                                                                                                                                  | 926        |
| 441—By Teter. To amend subdivision seven (7) of section thirteen hundred and four (1304) of the supplement to the code, relating to the exemption of property from taxation.                                                                 |            |
| Introduced and referred....                                                                                                                                                                                                                  | 926        |
| Reported with amendments.                                                                                                                                                                                                                    | 1073       |
| Amendment adopted .....                                                                                                                                                                                                                      | 1184       |
| Passed .....                                                                                                                                                                                                                                 | 1184, 1185 |
| Explanation of vote.....                                                                                                                                                                                                                     | 1185       |
| Senate indefinitely postpones                                                                                                                                                                                                                | 1298       |
| 442—By O'Fall. To levy a tax upon any voter in any township, precinct or ward who does not vote at primary elections.                                                                                                                        |            |
| Introduced and referred....                                                                                                                                                                                                                  | 926        |
| Reported unfavorably .....                                                                                                                                                                                                                   | 1171       |
| Indefinitely postponed .....                                                                                                                                                                                                                 | 1171       |
| 443—By Balluff. To repeal section sixteen hundred thirty-seven (1637) of the code.                                                                                                                                                           |            |
| Introduced and referred....                                                                                                                                                                                                                  | 926        |
| Referred .....                                                                                                                                                                                                                               | 1185       |
| Withdrawn .....                                                                                                                                                                                                                              | 1221       |
| 444—By Fox (by request). To legalize the acts done and the ordinances passed by the town council of Dexter, Dallas county, Iowa.                                                                                                             |            |
| Introduced and referred....                                                                                                                                                                                                                  | 974        |
| Reported with amendments.                                                                                                                                                                                                                    | 1075       |
| Amendments adopted .....                                                                                                                                                                                                                     | 1186       |
| Passed .....                                                                                                                                                                                                                                 | 1186, 1187 |
| Passed Senate .....                                                                                                                                                                                                                          | 1364       |
| Enrolled .....                                                                                                                                                                                                                               | 1450       |
| Signed .....                                                                                                                                                                                                                                 | 1474       |
| Sent to the Governor.....                                                                                                                                                                                                                    | 1452       |
| 445—By Wolfe. To amend sections three hundred and twenty-four (324) and four thousand and four hundred and sixty-one (4461) of the code, relating to the revocation or suspension of license to practice law and defining contempt of court. |            |
| Introduced and referred....                                                                                                                                                                                                                  | 974        |
| Reported unfavorably .....                                                                                                                                                                                                                   | 1074       |
| Indefinitely postponed .....                                                                                                                                                                                                                 | 1074       |
| 446—By Holmes. To amend section one (1), chapter eighty-five (85), acts of the Thirtieth General Assembly, relating to the expenses of the Bureau of Labor Statistics.                                                                       |            |
| Introduced and referred....                                                                                                                                                                                                                  | 974        |
| Recalled and passed on file.                                                                                                                                                                                                                 | 1385       |
| Passed .....                                                                                                                                                                                                                                 | 1460, 1461 |
| Passed Senate .....                                                                                                                                                                                                                          | 1487       |
| Enrolled .....                                                                                                                                                                                                                               | 1552, 1553 |
| Signed .....                                                                                                                                                                                                                                 | 1552       |
| Sent to the Governor.....                                                                                                                                                                                                                    | 1558       |
| 447—By Jewell. To change the name of a certain river in northeastern Iowa.                                                                                                                                                                   |            |

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| Introduced and printed in Journal .....                                                                                                                                                                                                                                                                                                                                                                   | 974        |
| *Referred .....                                                                                                                                                                                                                                                                                                                                                                                           | 975        |
| Withdrawn from committee and placed on calendar .....                                                                                                                                                                                                                                                                                                                                                     | 990        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                              | 1037, 1138 |
| -----                                                                                                                                                                                                                                                                                                                                                                                                     |            |
| *Erroneously printed passed on file .....                                                                                                                                                                                                                                                                                                                                                                 | 975        |
| 448—By Doran (by request). To amend the law as it appears in section four thousand and eighteen (4018) of the code, relating to sending claims out of the state to evade exemption laws of this state.                                                                                                                                                                                                    |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                               | 975        |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                | 1194       |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                              | 1194       |
| 449—By Welden (by request). To amend section two thousand three hundred and ninety-nine (2399) of the code, relative to evidence.                                                                                                                                                                                                                                                                         |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                               | 975        |
| Reported and rereferred....                                                                                                                                                                                                                                                                                                                                                                               | 1074       |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                | 1170       |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                              | 1170       |
| 450—By Pierce. To provide for the submission of bills proposing laws and joint resolutions proposing amendments to the Constitution of the State of Iowa or the Constitution of the United States to the voters of the state at primary elections, and defining the duties of the executive council, the secretary of state, county auditors, election boards and county boards of canvassers there-with. |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                               | 1008       |
| Reported with amendment..                                                                                                                                                                                                                                                                                                                                                                                 | 1171       |
| Amendments adopted .....                                                                                                                                                                                                                                                                                                                                                                                  | 1236       |
| Lost on passage.....                                                                                                                                                                                                                                                                                                                                                                                      | 1236       |
| 451—By Sullivan. Granting to cities and towns and cities under special charter power to regulate, define, tax, and license public dance halls, skating rinks, fortune tellers, palmists, and clairvoyants, and to regulate, license and tax bill-boards, and to provide a penalty for the violations thereof.                                                                                             |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                               | 1008       |
| Withdrawn .....                                                                                                                                                                                                                                                                                                                                                                                           | 1426       |
| 452—By Harding. To amend the law as it appears in sections six hundred seventy-nine-a (679-a), six hundred seventy-nine-f (679-f), six hundred seventy-nine-g (679-g) and six hundred seventy-nine-h (679-h) of the supplement to the code, relating to board of police and fire commissioners in certain cities of the first                                                                             |            |

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| class and cities under special charter, and providing for the taking effect thereof.                                                                                                                                                                                                                                                                                                 |            | 457—By McElrath. To create a commission to examine the subject of taxation for state and local purposes, providing for their appointment, powers and the report of their findings and recommendations and making an appropriation therefor.                                                                                                       |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                          | 1008       | Introduced as substitute for Joint Resolution No. 4..                                                                                                                                                                                                                                                                                             | 1055       |
| Withdrawn .....                                                                                                                                                                                                                                                                                                                                                                      | 1221       | Printed in Journal .....                                                                                                                                                                                                                                                                                                                          | 1056       |
|                                                                                                                                                                                                                                                                                                                                                                                      |            | Substituted for Joint Resolution No. 5 .....                                                                                                                                                                                                                                                                                                      | 1100       |
| 453—By Sparks. To legalize the action of the independent school district of Star No. 6 of Center township, Wapello county, Iowa, and of the independent school district of Ottumwa, Iowa, consolidating the former with and merging it in the latter.                                                                                                                                |            | Passed .....                                                                                                                                                                                                                                                                                                                                      | 1101       |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                          | 1008       | Senate indefinitely postpones .....                                                                                                                                                                                                                                                                                                               | 1339, 1340 |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                       | 1052       |                                                                                                                                                                                                                                                                                                                                                   |            |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                         | 1071       | 458—By Miller of Bremer. To instruct the Attorney General to investigate the operations of the International Harvester Company, with a view to prosecution, and an appropriation therefor.                                                                                                                                                        |            |
| Passed Senate .....                                                                                                                                                                                                                                                                                                                                                                  | 1153       | Introduced and referred....                                                                                                                                                                                                                                                                                                                       | 1056       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                       | 1196       | Reported .....                                                                                                                                                                                                                                                                                                                                    | 1261       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                         | 1221       | Passed .....                                                                                                                                                                                                                                                                                                                                      | 1398, 1399 |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                            | 1197       | Senate indefinitely postponed .....                                                                                                                                                                                                                                                                                                               | 1436       |
|                                                                                                                                                                                                                                                                                                                                                                                      |            |                                                                                                                                                                                                                                                                                                                                                   |            |
| 454—By Springer. Amending section two thousand fifty-one (2051) of the code, relating to the conditional sale or lease of railroad or street railway equipment or rolling stock, so as to provide for the conditional sale or lease of power house and electrical equipment of interurban or street railways or of electric light and power companies or of steam heating companies. |            | 459—By Moore. To provide for the appointment of a committee to investigate the needs of the three state educational institutions, and furnish a report to the General Assembly.                                                                                                                                                                   |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                          | 1008, 1009 | Introduced and referred....                                                                                                                                                                                                                                                                                                                       | 1085       |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                       | 1066       | Reported .....                                                                                                                                                                                                                                                                                                                                    | 1291       |
| Senate File No. 340 substituted for .....                                                                                                                                                                                                                                                                                                                                            | 1230       | Passed .....                                                                                                                                                                                                                                                                                                                                      | 1402       |
| (See Senate File No. 340.)                                                                                                                                                                                                                                                                                                                                                           |            |                                                                                                                                                                                                                                                                                                                                                   |            |
|                                                                                                                                                                                                                                                                                                                                                                                      |            | 460—By Lee. Providing the manner of reporting telephone exchanges for assessment when not connected by intervening lines.                                                                                                                                                                                                                         |            |
| 455—By Jones. To amend chapter eighty (80) of the acts of the Thirtieth General Assembly, relating to state hospitals for inebriates, and to furnish additional provision in regard to commitments to and release from such hospitals.                                                                                                                                               |            | Introduced and referred....                                                                                                                                                                                                                                                                                                                       | 1085       |
| Introduced and printed in Journal .....                                                                                                                                                                                                                                                                                                                                              | 1042       | Reported .....                                                                                                                                                                                                                                                                                                                                    | 1143       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                         | 1120       | Passed .....                                                                                                                                                                                                                                                                                                                                      | 1232       |
| Passed Senate .....                                                                                                                                                                                                                                                                                                                                                                  | 1363       |                                                                                                                                                                                                                                                                                                                                                   |            |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                       | 1551, 1556 | 461—By Meredith. To create a State Board of Osteopathic Examiners, and to provide for the registration of those entitled to practice osteopathy, and for the regulation of the practice thereof, and providing penalties for the violation hereof.                                                                                                |            |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                         | 1532       | Introduced and referred....                                                                                                                                                                                                                                                                                                                       | 1085       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                            | 1557       | Reported .....                                                                                                                                                                                                                                                                                                                                    | 1274       |
|                                                                                                                                                                                                                                                                                                                                                                                      |            | Amended and passed..                                                                                                                                                                                                                                                                                                                              | 1400, 1401 |
|                                                                                                                                                                                                                                                                                                                                                                                      |            |                                                                                                                                                                                                                                                                                                                                                   |            |
| 456—By Kull To amend section twenty-five hundred thirty-two (2532) of the code, relating to the deputies of the State Veterinary Surgeon.                                                                                                                                                                                                                                            |            | 462—By Koontz. To release and convey to Mary A. T. Sanders all right, title and interest of the State of Iowa in or to the following described real estate, to-wit: A strip of land situated in west end of lot three (3), in section three (3), township seventy-nine (79) north, range six (6) west of the fifth P. M. in Johnson county, Iowa. |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                                          | 1055       |                                                                                                                                                                                                                                                                                                                                                   |            |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                       | 1082       |                                                                                                                                                                                                                                                                                                                                                   |            |
| Substitute adopted .....                                                                                                                                                                                                                                                                                                                                                             | 1445       |                                                                                                                                                                                                                                                                                                                                                   |            |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                         | 1445, 1446 |                                                                                                                                                                                                                                                                                                                                                   |            |
| Title amended .....                                                                                                                                                                                                                                                                                                                                                                  | 1446       |                                                                                                                                                                                                                                                                                                                                                   |            |

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|                  | and lying between the public highway known as the "Foster road" and the bank of the Iowa river, and extending north 150 feet from the east end of Terrill dam situated between lots three (3) and six (6) in said section three (3) and south 150 feet from said dam. |
|                  | Introduced ..... 1106                                                                                                                                                                                                                                                 |
|                  | Printed in Journal ..... 1106                                                                                                                                                                                                                                         |
|                  | Passed on file ..... 1107                                                                                                                                                                                                                                             |
|                  | Passed ..... 1189, 1190                                                                                                                                                                                                                                               |
|                  | Passed Senate ..... 1363                                                                                                                                                                                                                                              |
|                  | Enrolled ..... 1512, 1514                                                                                                                                                                                                                                             |
|                  | Signed ..... 1528                                                                                                                                                                                                                                                     |
|                  | Sent to the Governor ..... 1516                                                                                                                                                                                                                                       |
| 463—By Springer. | To amend section three thousand five hundred and forty (3540) of the code, relating to publication of original notices in actions against unknown defendants.                                                                                                         |
|                  | Introduced and referred.... 1107                                                                                                                                                                                                                                      |
|                  | Reported ..... 1138                                                                                                                                                                                                                                                   |
|                  | Passed ..... 1232, 1233                                                                                                                                                                                                                                               |
|                  | Passed Senate ..... 1365                                                                                                                                                                                                                                              |
|                  | Enrolled ..... 1551, 1556                                                                                                                                                                                                                                             |
|                  | Signed ..... 1532                                                                                                                                                                                                                                                     |
|                  | Sent to the Governor ..... 1557                                                                                                                                                                                                                                       |
| 464—By Hanson.   | To legalize the plat and dedication of the College addition (commonly known as First College addition), the Second College addition, Lathrop's addition and Johnston's addition to the incorporated town of Humboldt (formerly Springvale), Humboldt county, Iowa.    |
|                  | Introduced and referred.... 1108                                                                                                                                                                                                                                      |
|                  | Reported ..... 1137                                                                                                                                                                                                                                                   |
|                  | Passed ..... 1228                                                                                                                                                                                                                                                     |
|                  | Passed Senate ..... 1364                                                                                                                                                                                                                                              |
|                  | Enrolled ..... 1552, 1556                                                                                                                                                                                                                                             |
|                  | Signed ..... 1532                                                                                                                                                                                                                                                     |
|                  | Sent to the Governor ..... 1557                                                                                                                                                                                                                                       |
| 465—By Weeks.    | Relative to the procedure in courts of record in this state and providing as to what shall be required in order that a new trial be granted.                                                                                                                          |
|                  | Introduced and referred.... 1150                                                                                                                                                                                                                                      |
| 466—By Dow.      | Conferring upon women the right to vote for presidential electors.                                                                                                                                                                                                    |
|                  | Introduced and referred.... 1150                                                                                                                                                                                                                                      |
| 467—By Teter.    | Granting the use of public highways for the laying of water mains and pipes and the setting of electric wire poles thereon.                                                                                                                                           |
|                  | Introduced and referred.... 1150                                                                                                                                                                                                                                      |
|                  | Recalled and rereferred.... 1221                                                                                                                                                                                                                                      |
|                  | Reported unfavorably ..... 1295                                                                                                                                                                                                                                       |
|                  | Indefinitely postponed ..... 1295                                                                                                                                                                                                                                     |

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| 468—By Sullivan. | Authorizing cities having a population of sixty thousand (60,000) or over to erect a city hall, to purchase the necessary ground therefor, and to levy a special tax for the purpose of paying for the same, and repealing chapter twenty-seven (27) of the laws of the Thirtieth General Assembly. |
|                  | Introduced and referred.... 1177                                                                                                                                                                                                                                                                    |
|                  | Reported with amendment. 1239                                                                                                                                                                                                                                                                       |
|                  | Amendment adopted ..... 1382                                                                                                                                                                                                                                                                        |
|                  | Passed ..... 1382, 1383                                                                                                                                                                                                                                                                             |
|                  | Amended and passed Senate. 1436                                                                                                                                                                                                                                                                     |
|                  | House concurs ..... 1459, 1460                                                                                                                                                                                                                                                                      |
|                  | Enrolled ..... 1512, 1515                                                                                                                                                                                                                                                                           |
|                  | Signed ..... 1528                                                                                                                                                                                                                                                                                   |
|                  | Sent to the Governor ..... 1516                                                                                                                                                                                                                                                                     |
| 469—By Beery.    | Authorizing the State Board of Control of the State of Iowa to grant the right of way for an interurban or other railway over and across the lands of the Iowa State Hospital for the Insane at Mount Pleasant, Henry county, State of Iowa, and to fix terms and conditions therefor.              |
|                  | Introduced and printed in Journal ..... 1177                                                                                                                                                                                                                                                        |
|                  | Passed ..... 1240, 1241                                                                                                                                                                                                                                                                             |
| 470—By Moore.    | To legalize the incorporation of the town of Prairieburg, Linn county, Iowa, the election of its officers and all acts done and ordinances passed by the town council of said town.                                                                                                                 |
|                  | Introduced and referred.... 1178                                                                                                                                                                                                                                                                    |
|                  | Reported with amendments. 1194                                                                                                                                                                                                                                                                      |
|                  | Amendments adopted ..... 1247                                                                                                                                                                                                                                                                       |
|                  | Passed ..... 1247, 1248                                                                                                                                                                                                                                                                             |
|                  | Passed Senate ..... 1363                                                                                                                                                                                                                                                                            |
|                  | Enrolled ..... 1552, 1556                                                                                                                                                                                                                                                                           |
|                  | Signed ..... 1532                                                                                                                                                                                                                                                                                   |
|                  | Sent to the Governor ..... 1557                                                                                                                                                                                                                                                                     |
| 471—By Inman.    | To amend section two hundred and forty-five-A (245-A) of the code, in relation to the use of the shorthand reporter's notes or a transcript thereof on the retrial of a criminal case.                                                                                                              |
|                  | Introduced and referred.... 1178                                                                                                                                                                                                                                                                    |
|                  | Reported unfavorably ..... 1275                                                                                                                                                                                                                                                                     |
|                  | Indefinitely postponed ..... 1275                                                                                                                                                                                                                                                                   |
| 472—By Inman.    | To amend section fifty-four hundred and forty-eight (5448) of the code, relating to time in which an appeal may be taken in criminal cases.                                                                                                                                                         |
|                  | Introduced and referred.... 1178, 1179                                                                                                                                                                                                                                                              |
|                  | Reported unfavorably ..... 1275                                                                                                                                                                                                                                                                     |
|                  | Indefinitely postponed ..... 1276                                                                                                                                                                                                                                                                   |

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| 473—By Swan. To legalize the annexation of certain territory to the city of Centerville, Appanoose county, Iowa, and the election of officers by the said city as enlarged.                                                                                                                                                                                             |            | Rereferred .....                                                                                                                                                                                                                                                                                                                                                                                              | 1270       |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                             | 1179       | Substitute reported .....                                                                                                                                                                                                                                                                                                                                                                                     | 1370       |
| Reported .....                                                                                                                                                                                                                                                                                                                                                          | 1195       | Substitute adopted .....                                                                                                                                                                                                                                                                                                                                                                                      | 1461       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                            | 1248       | Considered .....                                                                                                                                                                                                                                                                                                                                                                                              | 1461, 1462 |
| Passed Senate .....                                                                                                                                                                                                                                                                                                                                                     | 1342       | Passed .....                                                                                                                                                                                                                                                                                                                                                                                                  | 1462, 1463 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                          | 1372, 1373 | Passed Senate .....                                                                                                                                                                                                                                                                                                                                                                                           | 1486       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                            | 1385       | Senate requests return....                                                                                                                                                                                                                                                                                                                                                                                    | 1487       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                               | 1375       | House concurs in request....                                                                                                                                                                                                                                                                                                                                                                                  | 1491       |
|                                                                                                                                                                                                                                                                                                                                                                         |            | Reconsidered .....                                                                                                                                                                                                                                                                                                                                                                                            | 1491       |
|                                                                                                                                                                                                                                                                                                                                                                         |            | House refuses to concur in request .....                                                                                                                                                                                                                                                                                                                                                                      | 1492       |
|                                                                                                                                                                                                                                                                                                                                                                         |            | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                | 1552, 1556 |
|                                                                                                                                                                                                                                                                                                                                                                         |            | Signed .....                                                                                                                                                                                                                                                                                                                                                                                                  | 1582       |
|                                                                                                                                                                                                                                                                                                                                                                         |            | Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                                                     | 1557       |
| 474—By Feely. To amend section five thousand and sixty-two (5062) of the code, relative to penalty for combinations, pools and trusts.                                                                                                                                                                                                                                  |            | 478—By Reitz. To amend section two thousand four hundred and forty-eight (2448) of the code, relating to the sale of intoxicating liquors.                                                                                                                                                                                                                                                                    |            |
| Introduced and printed in Journal .....                                                                                                                                                                                                                                                                                                                                 | 1179       | Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                                   | 1225       |
| Amended and passed.1242, 1243                                                                                                                                                                                                                                                                                                                                           |            | Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                    | 1293       |
| Passed Senate .....                                                                                                                                                                                                                                                                                                                                                     | 1411       | Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                                  | 1293       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                          | 1450       |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Signed .....                                                                                                                                                                                                                                                                                                                                                            | 1474       | 479—By Committee on Railroads and Commerce. To authorize and require street railroads and interurban railroads to permit interurban railroads to use their tracks and terminal facilities and to furnish power to interurban railroads in cities, and providing for fixing the compensation therefor, and authorizing street railroads to furnish power to interurban railroads.                              |            |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                               | 1452       | Introduced .....                                                                                                                                                                                                                                                                                                                                                                                              | 1225       |
|                                                                                                                                                                                                                                                                                                                                                                         |            | Printed in Journal .....                                                                                                                                                                                                                                                                                                                                                                                      | 1225       |
|                                                                                                                                                                                                                                                                                                                                                                         |            | Passed on file.....                                                                                                                                                                                                                                                                                                                                                                                           | 1227       |
|                                                                                                                                                                                                                                                                                                                                                                         |            | Passed .....                                                                                                                                                                                                                                                                                                                                                                                                  | 1271, 1272 |
|                                                                                                                                                                                                                                                                                                                                                                         |            | Motion to reconsider lost..                                                                                                                                                                                                                                                                                                                                                                                   | 1274       |
|                                                                                                                                                                                                                                                                                                                                                                         |            | Passed Senate .....                                                                                                                                                                                                                                                                                                                                                                                           | 1363       |
|                                                                                                                                                                                                                                                                                                                                                                         |            | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                | 1450       |
|                                                                                                                                                                                                                                                                                                                                                                         |            | Signed .....                                                                                                                                                                                                                                                                                                                                                                                                  | 1474       |
|                                                                                                                                                                                                                                                                                                                                                                         |            | Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                                                                     | 1452       |
| 475—By Feely. To amend section two hundred and eighty-one (281) of the code, relative to judges not to practice.                                                                                                                                                                                                                                                        |            | 480—By Ritter (by request). To amend section two thousand four hundred forty-eight (2448) of the code, relating to the sale of intoxicating liquors.                                                                                                                                                                                                                                                          |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                             | 1179       | Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                                   | 1227       |
| Reported .....                                                                                                                                                                                                                                                                                                                                                          | 1275       | Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                    | 1293       |
| Amended and passed.....                                                                                                                                                                                                                                                                                                                                                 | 1399       | Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                                  | 1293       |
| Senate amends and passes.1602                                                                                                                                                                                                                                                                                                                                           |            |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| House concurs .....                                                                                                                                                                                                                                                                                                                                                     | 1615       | 481—By Swan. To authorize and direct boards of supervisors in the State of Iowa in counties adjoining and bordering upon the state line of Missouri, directing the said boards of supervisors to agree with the supervisors in the adjoining counties in the state of Missouri as to the portion of highways of said state line which should be kept in repair by the authorities in each of the said states. |            |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                          | 1603, 1606 | Introduced and referred....                                                                                                                                                                                                                                                                                                                                                                                   | 1263       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                            | 1616       | Reported with amendment.1294                                                                                                                                                                                                                                                                                                                                                                                  |            |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                               | 1608       | Senate File No. 361 substituted for .....                                                                                                                                                                                                                                                                                                                                                                     | 1402       |
|                                                                                                                                                                                                                                                                                                                                                                         |            | (See Senate File No. 361.)                                                                                                                                                                                                                                                                                                                                                                                    |            |
| 476—By Meredith. To repeal the law as it appears in section twenty-four hundred three (2403) of the code, and section twenty-four hundred three (2403) of the supplement to the code, and to enact a substitute therefor, relating to the selling or giving of intoxicating liquors to minors, intoxicated persons, or to persons in the habit of becoming intoxicated. |            |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                                                             | 1179       |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Reported .....                                                                                                                                                                                                                                                                                                                                                          | 1293       |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Passed .....                                                                                                                                                                                                                                                                                                                                                            | 1401, 1402 |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Passed Senate .....                                                                                                                                                                                                                                                                                                                                                     | 1436       |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                          | 1552, 1553 |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Signed .....                                                                                                                                                                                                                                                                                                                                                            | 1582       |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                                                               | 1558       |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
|                                                                                                                                                                                                                                                                                                                                                                         |            |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| 477—By Committee on Elections. Providing for the publication of candidates' expenses, and for the prevention of corrupt practices in political campaigns, and providing a penalty therefor.                                                                                                                                                                             |            |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Introduced .....                                                                                                                                                                                                                                                                                                                                                        | 1198       |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Printed in Journal.....                                                                                                                                                                                                                                                                                                                                                 | 1198       |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Passed on file.....                                                                                                                                                                                                                                                                                                                                                     | 1200       |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Substitute offered .....                                                                                                                                                                                                                                                                                                                                                | 1243       |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Made a special order.....                                                                                                                                                                                                                                                                                                                                               | 1244       |                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Amended .....                                                                                                                                                                                                                                                                                                                                                           | 1269, 1270 |                                                                                                                                                                                                                                                                                                                                                                                                               |            |

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| 482—By Sparks (by request). To enable the State of Iowa to sell and dispose of all unclaimed lands within the former channel of the Des Moines river and formed by accretions in consequence of the changes of the channel of such river.                                                                                         |            |
| Introduced and referred....                                                                                                                                                                                                                                                                                                       | 1233       |
| Reported with amendment..                                                                                                                                                                                                                                                                                                         | 1328       |
| Withdrawn .....                                                                                                                                                                                                                                                                                                                   | 1548       |
| 483—By Weeks. To legalize the acts of the town council of Bayard, Guthrie county, Iowa, the votes of the electors thereof, and irregularities in a certain election held on March 25, 1907, thereby.                                                                                                                              |            |
| Introduced and passed on file .....                                                                                                                                                                                                                                                                                               | 1297       |
| Passed .....                                                                                                                                                                                                                                                                                                                      | 1416, 1417 |
| Passed Senate .....                                                                                                                                                                                                                                                                                                               | 1487       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                    | 1553       |
| Signed .....                                                                                                                                                                                                                                                                                                                      | 1582       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                         | 1558       |
| 484—By Committee on Election contest. To reimburse George S. Mornin and Guy A. Feely for expenses incurred in the election contest from the Sixty-sixth Representative district of Iowa, and to pay sundry persons for services, per diem, mileage, and expenses, rendered and incurred in connection with said election contest. |            |
| Introduced .....                                                                                                                                                                                                                                                                                                                  | 1337       |
| Printed in Journal .....                                                                                                                                                                                                                                                                                                          | 1337       |
| Passed .....                                                                                                                                                                                                                                                                                                                      | 1418, 1419 |
| Amended and passed Senate                                                                                                                                                                                                                                                                                                         | 1495       |
| House concurs .....                                                                                                                                                                                                                                                                                                               | 1504, 1505 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                    | 1552, 1556 |
| Signed .....                                                                                                                                                                                                                                                                                                                      | 1582       |
| Sent to the Governor.....                                                                                                                                                                                                                                                                                                         | 1557       |
| 485—By Meredith. To repeal sections one thousand four hundred (1400) of the code and one thousand four hundred (1400) of the supplement to the code, and to enact a substitute therefor, relating to the lien of taxes and to the enforcement thereof as against certain personal property when sold in bulk or at a single sale. |            |
| Introduced .....                                                                                                                                                                                                                                                                                                                  | 1359       |
| Printed in Journal.....                                                                                                                                                                                                                                                                                                           | 1359       |
| Reported .....                                                                                                                                                                                                                                                                                                                    | 1427       |
| Amended .....                                                                                                                                                                                                                                                                                                                     | 1521, 1522 |
| Indefinitely postponed ....                                                                                                                                                                                                                                                                                                       | 1523       |
| 486—By Wolfe (by request). To amend section two thousand and eighty-four (2084), two thousand and eighty-five (2085), two thousand and eighty-six (2086), two thousand and eighty-seven (2087) and two thousand and ninety (2090) of the sup-                                                                                     |            |

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| plement to the code, relative to taxes in aid of railroads.                                                                                                                                                                                                                      |            |
| Introduced .....                                                                                                                                                                                                                                                                 | 1388       |
| Printed in Journal.....                                                                                                                                                                                                                                                          | 1388       |
| Referred .....                                                                                                                                                                                                                                                                   | 1389       |
| Reported .....                                                                                                                                                                                                                                                                   | 1428       |
| Passed .....                                                                                                                                                                                                                                                                     | 1521       |
| 487—By Teter (by request). Prohibiting the employment of children under the age of fourteen in or about any theater, circus or traveling show, and to prohibit the wearing of tights by any female person on the stage of any theater, circus or traveling show.                 |            |
| Introduced .....                                                                                                                                                                                                                                                                 | 1408       |
| Printed in Journal .....                                                                                                                                                                                                                                                         | 1408       |
| Referred .....                                                                                                                                                                                                                                                                   | 1409       |
| 488—By Miller of Bremer. To amend section twenty-seven hundred and twenty-seven-a1 (2727-a1) of the law as it appears in the supplement to the code, relating to compensation of members of the board of control of state institutions.                                          |            |
| Introduced and printed in Journal .....                                                                                                                                                                                                                                          | 1409       |
| Referred .....                                                                                                                                                                                                                                                                   | 1409       |
| Reported unfavorably ....                                                                                                                                                                                                                                                        | 1428       |
| Indefinitely postponed .....                                                                                                                                                                                                                                                     | 1428       |
| 489—By Committee on Appropriations. Making provision to pay a deficit in the fund of the State Board of Health bacteriological laboratory at Iowa City.                                                                                                                          |            |
| Introduced and printed in Journal .....                                                                                                                                                                                                                                          | 1409       |
| Passed on file.....                                                                                                                                                                                                                                                              | 1409       |
| Passed .....                                                                                                                                                                                                                                                                     | 1443, 1444 |
| Passed Senate .....                                                                                                                                                                                                                                                              | 1588       |
| Enrolled .....                                                                                                                                                                                                                                                                   | 1602, 1605 |
| Signed .....                                                                                                                                                                                                                                                                     | 1616       |
| Sent to the Governor.....                                                                                                                                                                                                                                                        | 1607       |
| 490—By Lowrey. To amend section twenty-one hundred and sixteen (2116) of the code, relating to the duties of railroads as to furnishing transportation.                                                                                                                          |            |
| Introduced and referred....                                                                                                                                                                                                                                                      | 1410       |
| Reported .....                                                                                                                                                                                                                                                                   | 1429       |
| Passed .....                                                                                                                                                                                                                                                                     | 1466, 1467 |
| Senate amends and indefinitely postpones .....                                                                                                                                                                                                                                   | 1561       |
| 491—By Bascom. To legalize the orders, acts, proceedings and resolutions passed by the council of the town of Milford, Dickinson county, Iowa, in connection with submitting the proposition of granting a franchise to the Midland Telephone Company at the municipal election. |            |
| Introduced .....                                                                                                                                                                                                                                                                 | 1432       |

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| Passed on file.....                                                                                                                                                         | 1433       |
| Passed .....                                                                                                                                                                | 1442, 1443 |
| Passed Senate .....                                                                                                                                                         | 1436       |
| Enrolled .....                                                                                                                                                              | 1553, 1554 |
| Signed .....                                                                                                                                                                | 1532       |
| Sent to the Governor.....                                                                                                                                                   | 1553       |
| <br>492—By Earle. Amendatory of<br>and additional to chapter<br>fifteen (15) of the code<br>and supplement to the<br>code, relative to the care<br>and propagation of fish. |            |
| Introduced .....                                                                                                                                                            | 1445       |
| Passed on file.....                                                                                                                                                         | 1456       |
| Passed .....                                                                                                                                                                | 1519, 1520 |
| <br>493—By Committee on Railroads<br>and Commerce. Increas-<br>ing the powers and fur-<br>ther defining the duties<br>of the Board of Railroad<br>Commissioners, pertaining |            |

| H. F.                                                                                                                                                                                                                                                            | Page.      |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| to the regulation, super-<br>vision and control of<br>telegraph companies.                                                                                                                                                                                       |            |
| Introduced .....                                                                                                                                                                                                                                                 | 1456       |
| Passed on file.....                                                                                                                                                                                                                                              | 1457       |
| Passed .....                                                                                                                                                                                                                                                     | 1520       |
| <br>494—By Hambleton. Amending<br>an act passed by the Thrir-<br>ty-second General Assem-<br>bly, entitled "An act pro-<br>hibiting the corrupt in-<br>fluencing of agents and<br>officers acting in behalf of<br>a principal in any busi-<br>ness transaction". |            |
| Introduced .....                                                                                                                                                                                                                                                 | 1610       |
| Passed .....                                                                                                                                                                                                                                                     | 1610, 1611 |
| Passed Senate .....                                                                                                                                                                                                                                              | 1601       |
| Enrolled .....                                                                                                                                                                                                                                                   | 1603, 1606 |
| Signed .....                                                                                                                                                                                                                                                     | 1616       |
| Sent to the Governor.....                                                                                                                                                                                                                                        | 1608       |

## HOUSE JOINT RESOLUTIONS.

### INTRODUCTION AND ACTION.

|                                                                                                                                                                                                                            |            |                                                                                                                                                                                                                                                                                  |            |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| 1—By Committee on Retrench-<br>ment and Reform. Rela-<br>tive to selection of addi-<br>tional employes of the<br>Thirty-second General As-<br>sembly, fixing their com-<br>pensation and defining<br>their duties. . . . . | 133        | Introduced .....                                                                                                                                                                                                                                                                 | 133        |
| Passed .....                                                                                                                                                                                                               | 133, 134   | Passed .....                                                                                                                                                                                                                                                                     | 134        |
| Reconsidered .....                                                                                                                                                                                                         | 135        | Reconsidered .....                                                                                                                                                                                                                                                               | 135        |
| Senate Joint Resolution No.<br>1 substitute for .....                                                                                                                                                                      | 135        |                                                                                                                                                                                                                                                                                  |            |
| <br>2—By Stillman. Proposing<br>an amendment to the Con-<br>stitution, additional to<br>section eighteen, Article I,<br>relating to drainage.                                                                              |            | Introduced and referred....                                                                                                                                                                                                                                                      | 136        |
| Introduced and referred....                                                                                                                                                                                                | 136        | Printed in Journal.....                                                                                                                                                                                                                                                          | 137        |
| Reported .....                                                                                                                                                                                                             | 624        | Reported .....                                                                                                                                                                                                                                                                   | 624        |
| Passed .....                                                                                                                                                                                                               | 709, 710   | Passed .....                                                                                                                                                                                                                                                                     | 709, 710   |
| Passed Senate .....                                                                                                                                                                                                        | 1183       | Passed Senate .....                                                                                                                                                                                                                                                              | 1183       |
| Enrolled .....                                                                                                                                                                                                             | 1277, 1279 | Enrolled .....                                                                                                                                                                                                                                                                   | 1277, 1279 |
| Signed .....                                                                                                                                                                                                               | 1286       | Signed .....                                                                                                                                                                                                                                                                     | 1286       |
| Sent to the Governor ..                                                                                                                                                                                                    | 1281, 1282 |                                                                                                                                                                                                                                                                                  |            |
| <br>3—By Hambleton. Proposing<br>an amendment to the Con-<br>stitution, relative to suf-<br>frage.                                                                                                                         |            | Introduced and referred....                                                                                                                                                                                                                                                      | 220        |
| Introduced and referred....                                                                                                                                                                                                | 220        | Printed in Journal.....                                                                                                                                                                                                                                                          | 220        |
| Printed in Journal.....                                                                                                                                                                                                    | 220        | Reported unfavorably .....                                                                                                                                                                                                                                                       | 1082       |
| Reported unfavorably .....                                                                                                                                                                                                 | 1082       |                                                                                                                                                                                                                                                                                  |            |
| <br>4—By Jones. Approving esti-<br>mates of cost, plans and<br>specifications of library<br>building at State Normal<br>School.                                                                                            |            | Introduced .....                                                                                                                                                                                                                                                                 | 580        |
| Introduced .....                                                                                                                                                                                                           | 580        | Referred .....                                                                                                                                                                                                                                                                   | 581        |
| Referred .....                                                                                                                                                                                                             | 581        | Reported .....                                                                                                                                                                                                                                                                   | 640        |
| Reported .....                                                                                                                                                                                                             | 640        | Passed .....                                                                                                                                                                                                                                                                     | 723, 724   |
| Passed .....                                                                                                                                                                                                               | 723, 724   | Amended and passed Senate                                                                                                                                                                                                                                                        | 1341       |
| Amended and passed Senate                                                                                                                                                                                                  | 1341       | House concurs .....                                                                                                                                                                                                                                                              | 1347       |
| House concurs .....                                                                                                                                                                                                        | 1347       | Enrolled .....                                                                                                                                                                                                                                                                   | 1371, 1372 |
| Enrolled .....                                                                                                                                                                                                             | 1371, 1372 | Signed .....                                                                                                                                                                                                                                                                     | 1385       |
| Signed .....                                                                                                                                                                                                               | 1385       |                                                                                                                                                                                                                                                                                  |            |
|                                                                                                                                                                                                                            |            | Sent to the Governor.....                                                                                                                                                                                                                                                        | 1374       |
|                                                                                                                                                                                                                            |            | <br>5—By McElrath. Providing for<br>the appointment of a com-<br>mission to inquire into the<br>subject of taxation for<br>state and local purposes<br>and the expediency of re-<br>vising and amending the<br>laws relating thereto and<br>making an appropriation<br>therefor. |            |
|                                                                                                                                                                                                                            |            | Introduced .....                                                                                                                                                                                                                                                                 | 799        |
|                                                                                                                                                                                                                            |            | Referred .....                                                                                                                                                                                                                                                                   | 800        |
|                                                                                                                                                                                                                            |            | Reported with amendments.                                                                                                                                                                                                                                                        | 907        |
|                                                                                                                                                                                                                            |            | Rereferred .....                                                                                                                                                                                                                                                                 | 908        |
|                                                                                                                                                                                                                            |            | Reported with amendments.                                                                                                                                                                                                                                                        | 970        |
|                                                                                                                                                                                                                            |            | Amendments adopted .....                                                                                                                                                                                                                                                         | 1035       |
|                                                                                                                                                                                                                            |            | Amended .....                                                                                                                                                                                                                                                                    | 1035, 1036 |
|                                                                                                                                                                                                                            |            | Passed .....                                                                                                                                                                                                                                                                     | 1036, 1037 |
|                                                                                                                                                                                                                            |            | Motion to reconsider filed..                                                                                                                                                                                                                                                     | 1041       |
|                                                                                                                                                                                                                            |            | Reconsidered .....                                                                                                                                                                                                                                                               | 1055       |
|                                                                                                                                                                                                                            |            | House File No. 457 substi-<br>tuted for .....                                                                                                                                                                                                                                    | 1100       |
|                                                                                                                                                                                                                            |            | Withdrawn .....                                                                                                                                                                                                                                                                  | 1102       |
|                                                                                                                                                                                                                            |            | (See House File No. 457.)                                                                                                                                                                                                                                                        |            |
|                                                                                                                                                                                                                            |            | <br>6—By Committee on Peniten-<br>tiaries and Pardons. Joint<br>resolution advising and<br>recommending the condi-<br>tional pardon of Jasper<br>Mason.                                                                                                                          |            |
|                                                                                                                                                                                                                            |            | Introduced and printed in<br>Journal .....                                                                                                                                                                                                                                       | 1338       |
|                                                                                                                                                                                                                            |            | Made a special order.....                                                                                                                                                                                                                                                        | 1351       |
|                                                                                                                                                                                                                            |            | Passed .....                                                                                                                                                                                                                                                                     | 1376, 1377 |
|                                                                                                                                                                                                                            |            | <br>7—By Committee on Peniten-<br>tiaries and Pardons. Joint<br>resolution advising and<br>recommending the condi-<br>tional pardon of Betsy<br>Smith.                                                                                                                           |            |
|                                                                                                                                                                                                                            |            | Introduced and printed in<br>Journal .....                                                                                                                                                                                                                                       | 1338       |
|                                                                                                                                                                                                                            |            | Made a special order.....                                                                                                                                                                                                                                                        | 1351       |
|                                                                                                                                                                                                                            |            | Lost on passage .....                                                                                                                                                                                                                                                            | 1378, 1379 |

## HOUSE CONCURRENT RESOLUTIONS.

- By Weeks. Holding of joint convention and inviting Governor to read his message before same. Adopted, 9; Senate concurs, 13.
- By Committee on Retrenchment and Reform. Selection of additional employes of Thirty-second General Assembly. Adopted, 123; Senate concurs, 126.
- By Greenwood. Holding of joint convention Wednesday, January 23, at 12 o'clock, noon. Adopted, 141; Senate concurs, 146.
- By Conn. Publication of pocket size edition of Rules of Thirty-second General Assembly. Offered, 200; Adopted, 201; Senate amends and concurs, 302; House concurs, 314, 315.
- By Marston. Requesting Iowa members of Congress to vote for the act limiting hours of continuous service on railroads. Offered, 249; Adopted, 258; Senate concurs, 277.
- By Lister. Holding of joint convention to observe Washington's birthday. Adopted, 453; Senate concurs, 485.
- By Dye of Pottawattamie. Directing secretary of state to furnish code, code supplement and certain session laws to certain officers of the House and Senate. Offered, 571; Lost, 591.
- By Jones. Publication of annual reports of Iowa Highway Commission. Offered, 579; adopted, 591; Senate concurs, 753.
- By Offill. Relative to final adjournment March 30, 1907. Offered, 630; laid on table, 645.
- By Sullivan. Appointment of committee to draft resolutions on life and services of Frank T. Campbell. Adopted, 645; Senate concurs, 1090.
- By Van Houten. Directing secretary of state to publish history of battlefield monuments, erection and dedication. Offered, 1054; adopted, 1055; Senate amends and concurs, 1300; House concurs, 1301.
- By Dye of Decatur. Directing secretary of state to publish 7,500 copies of Dye's uniform system of road work. Offered, 1149; referred, 1176, 1177; withdrawn, 1491.
- By Miller of Bremer. Immediate revision of the tariff. Offered, 1149; laid on the table, 1204.
- By Geneva. Publication of rules governing contracts for supplies for the board of control. Offered, 1176; withdrawn, 1491.
- By Conn. Tabulated list of appropriations by chairmen of Committees on Appropriations. Offered, 1177.
- By Anderson. Memorializing Congress to grant pensions to members of Iowa Northern Border Brigade. Offered, 1387; adopted, 1432; Senate concurs, 1485.
- By Darrah. Authorizing secretary of state to publish 5,000 copies of primary election law. Adopted, 1432; Senate concurs, 1485.
- By Teter. Relative to certain officers of House and Senate remaining after adjournment. Adopted, 1484; Senate concurs, 1496.
- By Offill. Relative to final adjournment Tuesday, April 9, 1907. Offered, 1493; adopted, 1516; Senate concurs, 1586.
- By Holmes. Relative to renomination and re-election of Theodore Roosevelt as president. Offered, 1494; Referred, 1560.
- By McAllister. Requiring chief of police of the Capitol to wear a uniform. Offered, 1609.

## SENATE BILLS.

## RECEPTION AND ACTION.

| S. F.                                                                                                                                                                                                                                                                                                                                                                  | Page.    | S. F.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | Page.         |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|
| 5—Defining desertion, providing punishment therefor and permitting a husband or wife to be a witness in such cases, with report of committee recommending passage as amended,                                                                                                                                                                                          |          | ance corporations and associations.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |               |
| Received .....                                                                                                                                                                                                                                                                                                                                                         | 313      | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 755           |
| Referred .....                                                                                                                                                                                                                                                                                                                                                         | 314      | Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 755           |
| Reported .....                                                                                                                                                                                                                                                                                                                                                         | 506      | Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 796           |
| Made a special order.....                                                                                                                                                                                                                                                                                                                                              | 540      | Considered .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 985           |
| Amended and passed...632,                                                                                                                                                                                                                                                                                                                                              | 633      | Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 986           |
| Senate concurs .....                                                                                                                                                                                                                                                                                                                                                   | 1009     | Motion to reconsider filed..                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 1041          |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                         | 1053     | Recalled from Senate.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1102          |
| Signed .....                                                                                                                                                                                                                                                                                                                                                           | 1065     | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1053          |
|                                                                                                                                                                                                                                                                                                                                                                        |          | Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 1065          |
| 8—To amend the law as it appears in chapter sixty-eight (68), acts of the Thirtieth General Assembly, and in chapter eighty-five (85) of the acts of the Thirty-first General Assembly, in relation to levees, ditches, drains and watercourses.                                                                                                                       |          | 11—To amend section twenty-one hundred and thirteen (2113) of the code, relating to the powers and duties of the railroad commissioners.                                                                                                                                                                                                                                                                                                                                                                                                                                                                |               |
| Received .....                                                                                                                                                                                                                                                                                                                                                         | 574      | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 497           |
| Referred .....                                                                                                                                                                                                                                                                                                                                                         | 574      | Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 517           |
| Reported with amendments                                                                                                                                                                                                                                                                                                                                               | 622      | Substitute reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 689           |
| Amendments lost .....                                                                                                                                                                                                                                                                                                                                                  | 786, 787 | Substitute adopted .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 984           |
| Passed .....                                                                                                                                                                                                                                                                                                                                                           | 787, 788 | Amended and passed....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 984, 985      |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                         | 848      | Senate concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1088          |
| Signed .....                                                                                                                                                                                                                                                                                                                                                           | 863      | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1148          |
|                                                                                                                                                                                                                                                                                                                                                                        |          | Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 1157          |
| 9—To confirm the title of T. C. Loverin in a strip of land on section fifteen (15), township ninety-three (93) north, range thirty-four (34) west of the fifth principal meridian, lying between the true south boundary line and the meandered south boundary line of Rat Lake in said section; and authorizing the executive council to quitclaim said strip to him. |          | 15—To establish an insurance department, and providing for an insurance commissioner.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |               |
| Received .....                                                                                                                                                                                                                                                                                                                                                         | 246      | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1151          |
| Referred .....                                                                                                                                                                                                                                                                                                                                                         | 249, 250 | Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1202          |
| Reported .....                                                                                                                                                                                                                                                                                                                                                         | 506      | Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1261          |
| Passed .....                                                                                                                                                                                                                                                                                                                                                           | 561      | Minority report for passage                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 1261          |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                         | 628      | Made a special order.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1311          |
| Signed .....                                                                                                                                                                                                                                                                                                                                                           | 634      | Indefinitely postponed ..                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1320, 1321    |
|                                                                                                                                                                                                                                                                                                                                                                        |          | Petitions ... 599, 600, 602,                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 613, 616, 636 |
| 10—To amend the law as it appears in section thirteen hundred thirty-three-d (1333-d) of the supplement to the code, relating to state tax on gross receipts of insur-                                                                                                                                                                                                 |          | 18—Regulating the sale of agricultural seeds, concentrated commercial feeding stuffs and the materials from which they are manufactured, defining concentrated commercial feeding stuffs and what shall constitute purity in various kinds of seeds, prohibiting the adulteration and providing for the correct weighing and marking of agricultural seeds and concentrated commercial feeding stuffs, and providing for the collection of samples, analyses of the same, and fixing the penalties for its violation, and vesting the execution and enforcement of this act on the state food and dairy |               |

SENATE BILLS

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| S. F.                                                                                                                                                                                | Page.      |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| commissioner, and making an appropriation therefor.                                                                                                                                  |            |
| Received .....                                                                                                                                                                       | 991        |
| Referred .....                                                                                                                                                                       | 1010       |
| Reported .....                                                                                                                                                                       | 1080       |
| Amended .....                                                                                                                                                                        | 1215       |
| Passed .....                                                                                                                                                                         | 1216       |
| Title amended .....                                                                                                                                                                  | 1216       |
| Senate concurs .....                                                                                                                                                                 | 1297, 1298 |
| Enrolled .....                                                                                                                                                                       | 1451       |
| Signed .....                                                                                                                                                                         | 1474       |
| <b>19—</b> Requiring manufacturers and dealers to label paints, varnishes, etc., and fixing penalties for its violation.                                                             |            |
| Received .....                                                                                                                                                                       | 395        |
| Referred .....                                                                                                                                                                       | 419        |
| Reported with amendment..                                                                                                                                                            | 480        |
| Amendment adopted .....                                                                                                                                                              | 1130       |
| Amended .....                                                                                                                                                                        | 1130, 1131 |
| Passed .....                                                                                                                                                                         | 1131, 1132 |
| Enrolled .....                                                                                                                                                                       | 1279       |
| Signed .....                                                                                                                                                                         | 1279       |
| <b>20—</b> To repeal chapter five (5) of title nine (9) of the code and enact a substitute therefor.                                                                                 |            |
| Received .....                                                                                                                                                                       | 1091       |
| Printed in Journal.....                                                                                                                                                              | 1115       |
| Passed on file.....                                                                                                                                                                  | 1119       |
| Amended and passed.....                                                                                                                                                              | 1228, 1229 |
| Motion to reconsider filed..                                                                                                                                                         | 1255       |
| Reconsidered .....                                                                                                                                                                   | 1362       |
| Amendment withdrawn .....                                                                                                                                                            | 1362       |
| Passed .....                                                                                                                                                                         | 1362       |
| Senate concurs .....                                                                                                                                                                 | 1412       |
| Enrolled .....                                                                                                                                                                       | 1512       |
| Signed .....                                                                                                                                                                         | 1528       |
| <b>22—</b> To provide for the investment of the funds of fraternal beneficiary societies.                                                                                            |            |
| Received .....                                                                                                                                                                       | 222        |
| Referred .....                                                                                                                                                                       | 235        |
| Reported .....                                                                                                                                                                       | 245        |
| Passed .....                                                                                                                                                                         | 268        |
| Enrolled .....                                                                                                                                                                       | 288        |
| Signed .....                                                                                                                                                                         | 292        |
| <b>25—</b> Relative to establishing and maintaining a state board of health laboratory at Iowa City.                                                                                 |            |
| Received .....                                                                                                                                                                       | 394        |
| Referred .....                                                                                                                                                                       | 418        |
| Reported .....                                                                                                                                                                       | 480        |
| Re-referred .....                                                                                                                                                                    | 521        |
| Reported with amendment..                                                                                                                                                            | 569        |
| Considered and rereferred..                                                                                                                                                          | 655, 656   |
| Substitute reported .....                                                                                                                                                            | 770        |
| Substitute adopted .....                                                                                                                                                             | 991        |
| Passed .....                                                                                                                                                                         | 992        |
| Senate concurs .....                                                                                                                                                                 | 1088       |
| Enrolled .....                                                                                                                                                                       | 1146       |
| Signed .....                                                                                                                                                                         | 1157       |
| <b>26—</b> To amend chapter one hundred and forty-two (142) of the laws of the Thirty-first General Assembly, and increasing the appropriation for carrying its purpose into effect. |            |
| Received .....                                                                                                                                                                       | 1425       |
| Referred .....                                                                                                                                                                       | 1497       |
| Reported .....                                                                                                                                                                       | 1550       |

| S. F.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | Page.      |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 1564, 1565 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 1604       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 1616       |
| <b>27—</b> To amend section forty-seven (47) of the code relative to compensation of newspapers for the publication of laws.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 190        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 203, 204   |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 288        |
| Lost on passage.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 351, 352   |
| Motion to reconsider lost..                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 352        |
| Notice of reintroduction filed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 729        |
| Consent refused .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 876        |
| Motion to reconsider filed..                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 884        |
| Reconsidered .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1060       |
| House again refuses consent .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1061       |
| <b>28—</b> To amend the law as it appears in section four hundred sixty-nine (469) title four (4), chapter one (1), of the code, relating to the compensation of supervisors.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 221        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 223        |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 843        |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 843        |
| <b>29—</b> To legalize the ordinances, acts, proceedings, resolutions and amendments to the ordinances passed by the city council of Leon, Iowa, and legalizing all the acts, proceedings and resolutions adopted or passed by the said city council in changing, from the incorporated town of of Leon, Iowa, to the incorporated city of Leon, Decatur county, Iowa, legalizing all of the aforesaid proceedings as fully and effectually as if the law in every particular had been complied with in the passage of all said acts, proceedings and resolutions and the publication thereof, if same had in any respect been omitted or neglected, and legalizing all the acts of the officials acting under said acts, ordinances, proceedings and resolutions. |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 223        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 223, 224   |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 271, 272   |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 329, 330   |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 482        |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 490        |
| <b>30—</b> To revise the law relating to the sentence and commitment of persons convicted of crime, and providing for a system of reform and parole and to create the necessary officers therefor, defining their powers and duties, and to fix their compensa-                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |            |

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| tion, and appropriating the money necessary to carry the same into effect, and to repeal all acts and parts of acts in conflict therewith.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |               |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1010          |
| Printed in Journal .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1027          |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1032          |
| Placed on calendar .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1032          |
| Made a special order.....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1139          |
| Amended .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1155          |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1156          |
| Explanation of vote .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1157          |
| Senate refuses to concur...                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1182          |
| House insists .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 1192          |
| Conference committee appointed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1193, 1200    |
| Conference committee reports amendments .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1262          |
| Senate adopts report and amendments .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1299          |
| House recedes .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 1308, 1309    |
| House adopts report and amendments .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1309          |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1311          |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | —             |
| <br>31—To prevent the adulteration, misbranding and imitation of drugs.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |               |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1057          |
| Printed in Journal .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1113          |
| Passed on file .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1115          |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1319, 1320    |
| Explanation of vote .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1320          |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1451          |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1474          |
| Petitions .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 567, 599, 635 |
| <br>32—Making an appropriation for twenty thousand (20,000), railroad commissioners' official maps to be distributed.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |               |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 222           |
| Substituted for House File No. 46 .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 225           |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 225, 226      |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 253           |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 253           |
| <br>37—Amendatory of the law as it appears in chapter sixty-eight (68) of the Thirtieth General Assembly and amendatory acts of the Thirty-first General Assembly, relating to levies, ditches, drains, and watercourses and amending sections two (2), fourteen (14), eighteen (18), and nineteen (19), of said chapter, and providing for the place where ditches and drains shall be located; how appeals shall be tried in appellate courts; for the employment of counsel to represent the drainage district in appellate courts; for the crossing of railroad rights of way for the building of culverts and bridges at the place of crossing and payment of the cost thereof; for the assessments of |               |

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| benefits, and making the provisions of this act applicable to chapter two (2), title ten (10), of the code.                                                                                                                                                                                                                                                                          |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                       | 753        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                       | 755, 756   |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                       | 842        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                         | 1133, 1134 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                       | 1176       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                         | 1193       |
| Petition .....                                                                                                                                                                                                                                                                                                                                                                       | 773        |
| <br>38—Prohibiting any corporation doing business within the State from giving money, property or labor to any political committee or party and providing a penalty therefor.                                                                                                                                                                                                        |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                       | 300        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                       | 314        |
| Reported with amendments.                                                                                                                                                                                                                                                                                                                                                            | 476        |
| Printed in Journal .....                                                                                                                                                                                                                                                                                                                                                             | 501        |
| Made a special order.....                                                                                                                                                                                                                                                                                                                                                            | 502, 540   |
| Placed at foot of calendar..                                                                                                                                                                                                                                                                                                                                                         | 597        |
| Amendments adopted .....                                                                                                                                                                                                                                                                                                                                                             | 658        |
| Considered .....                                                                                                                                                                                                                                                                                                                                                                     | 658, 659   |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                         | 659, 660   |
| Explanation of vote .....                                                                                                                                                                                                                                                                                                                                                            | 660        |
| Senate concurs .....                                                                                                                                                                                                                                                                                                                                                                 | 1009       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                       | 1054       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                         | 1065       |
| <br>41—Providing for district sanitary conventions.                                                                                                                                                                                                                                                                                                                                  |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                       | 260        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                       | 261        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                       | 424        |
| Amended .....                                                                                                                                                                                                                                                                                                                                                                        | 490        |
| Amended .....                                                                                                                                                                                                                                                                                                                                                                        | 499        |
| Amended and lost on passage .....                                                                                                                                                                                                                                                                                                                                                    | 500, 501   |
| <br>42—Relating to the capital stock of insurance companies, providing the conditions under which such company shall operate upon the stock plan, prohibiting the advertising of an authorized capital, and providing penalties for the violation hereof.                                                                                                                            |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                       | 752        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                       | 756        |
| Recalled and rereferred....                                                                                                                                                                                                                                                                                                                                                          | 802        |
| Recalled and rereferred ...                                                                                                                                                                                                                                                                                                                                                          | 815        |
| Reported with amendments.                                                                                                                                                                                                                                                                                                                                                            | 894        |
| Amendments adopted .....                                                                                                                                                                                                                                                                                                                                                             | 1251       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                         | 1251, 1252 |
| Senate concurs .....                                                                                                                                                                                                                                                                                                                                                                 | 1365       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                       | 1373       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                         | 1385       |
| <br>44—To provide for the compilation of the laws of the Thirtieth, Thirty-first and Thirty-second General Assemblies, and the laws as they appear in the code supplement; to annotate the same and the code and rules of the Supreme Court, to and including the May term, 1907, of the Supreme Court, and to prescribe the said compilations and annotations as "Supplement to the |            |

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| Code," 1907, and to provide for the appointing of a supervising committee and establish a salary for the editor of such supplement to the code, and making an appropriation therefor.                            |            |
| Received .....                                                                                                                                                                                                   | 190        |
| Referred .....                                                                                                                                                                                                   | 204        |
| Reported with amendment..                                                                                                                                                                                        | 256        |
| Amendment adopted .....                                                                                                                                                                                          | 256        |
| Amended .....                                                                                                                                                                                                    | 298, 299   |
| Passed .....                                                                                                                                                                                                     | 299, 300   |
| Senate concurs .....                                                                                                                                                                                             | 341        |
| Enrolled .....                                                                                                                                                                                                   | 339        |
| Signed .....                                                                                                                                                                                                     | 343        |
| Commission appointed .....                                                                                                                                                                                       | 549        |
| <br>                                                                                                                                                                                                             |            |
| 45—Relative to stoppage of compensation due men of the Iowa National Guard for loss or damage to property.                                                                                                       |            |
| Received .....                                                                                                                                                                                                   | 1108       |
| Referred .....                                                                                                                                                                                                   | 1136       |
| Reported unfavorably .....                                                                                                                                                                                       | 1369       |
| Indefinitely postponed .....                                                                                                                                                                                     | 1369       |
| <br>                                                                                                                                                                                                             |            |
| 46—To legalize the acts and proceedings of the city council of the city of Anamosa, Iowa, relative to the construction of permanent sidewalks; and relative to the change of grade of a certain street.          |            |
| Received .....                                                                                                                                                                                                   | 223        |
| Referred .....                                                                                                                                                                                                   | 224        |
| Reported .....                                                                                                                                                                                                   | 272        |
| Passed .....                                                                                                                                                                                                     | 330, 331   |
| Enrolled .....                                                                                                                                                                                                   | 482        |
| Signed .....                                                                                                                                                                                                     | 490        |
| <br>                                                                                                                                                                                                             |            |
| 47—To amend the law as it appears in chapter eighty-eight (88) laws of the Thirtieth General Assembly, relating to compensation of deputy and assistant dairy commissioners.                                     |            |
| Received .....                                                                                                                                                                                                   | 1240       |
| Referred .....                                                                                                                                                                                                   | 1344, 1345 |
| Reported with amendments.                                                                                                                                                                                        | 1369       |
| amendments adopted .....                                                                                                                                                                                         | 1503       |
| Rereferred .....                                                                                                                                                                                                 | 1503       |
| Amendment reported .....                                                                                                                                                                                         | 1510       |
| Amendment adopted .....                                                                                                                                                                                          | 1524       |
| Passed .....                                                                                                                                                                                                     | 1525       |
| Senate concurs .....                                                                                                                                                                                             | 1587       |
| Enrolled .....                                                                                                                                                                                                   | 1604       |
| Signed .....                                                                                                                                                                                                     | 1616       |
| <br>                                                                                                                                                                                                             |            |
| 49—To provide for the purchase of legislative references.                                                                                                                                                        |            |
| Received .....                                                                                                                                                                                                   | 221        |
| Referred .....                                                                                                                                                                                                   | 235, 236   |
| Reported .....                                                                                                                                                                                                   | 337        |
| Passed .....                                                                                                                                                                                                     | 428        |
| Enrolled .....                                                                                                                                                                                                   | 481        |
| Signed .....                                                                                                                                                                                                     | 490        |
| <br>                                                                                                                                                                                                             |            |
| 50—Regulating the election or appointment of the directors or other persons by whom the affairs of corporations organized on the stock plan for transacting the business of life or fire insurance companies are |            |

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| conducted so as to secure proportionate representation to minority stockholders, and providing for the election of directors nominated by a minority of the stockholders (additional to chapters one (1), four (4), six (6), seven (7), eight (8), of title nine (9) of the code. |          |
| Received .....                                                                                                                                                                                                                                                                    | 605      |
| Referred .....                                                                                                                                                                                                                                                                    | 647      |
| Reported .....                                                                                                                                                                                                                                                                    | 736      |
| Passed .....                                                                                                                                                                                                                                                                      | 901, 902 |
| Enrolled .....                                                                                                                                                                                                                                                                    | 1054     |
| Signed .....                                                                                                                                                                                                                                                                      | 1065     |
| <br>                                                                                                                                                                                                                                                                              |          |
| 54—To amend the law as it appears in title seven (7), chapter two (2), section one thousand four hundred thirty-two (1432), relating to the certificates of purchase and providing for renewal of lost or destroyed certificates of purchase.                                     |          |
| Received .....                                                                                                                                                                                                                                                                    | 260      |
| Referred .....                                                                                                                                                                                                                                                                    | 261      |
| Reported with amendment..                                                                                                                                                                                                                                                         | 620      |
| Amendment adopted .....                                                                                                                                                                                                                                                           | 713      |
| Passed .....                                                                                                                                                                                                                                                                      | 713      |
| Senate concurs .....                                                                                                                                                                                                                                                              | 817      |
| Enrolled .....                                                                                                                                                                                                                                                                    | 849      |
| Signed .....                                                                                                                                                                                                                                                                      | 863      |
| <br>                                                                                                                                                                                                                                                                              |          |
| 55—To prohibit and regulate hospitals, institutions and places, created for or maintained and used as lying-in or maternity hospitals, or hospitals or places for the reception, care and treatment of women in labor.                                                            |          |
| Received .....                                                                                                                                                                                                                                                                    | 301      |
| Referred .....                                                                                                                                                                                                                                                                    | 302      |
| Reported with amendments.                                                                                                                                                                                                                                                         | 619      |
| Amendments adopted .....                                                                                                                                                                                                                                                          | 747, 748 |
| Amended .....                                                                                                                                                                                                                                                                     | 748, 749 |
| Passed .....                                                                                                                                                                                                                                                                      | 749      |
| Explanation of vote .....                                                                                                                                                                                                                                                         | 750      |
| Senate concurs .....                                                                                                                                                                                                                                                              | 801      |
| Enrolled .....                                                                                                                                                                                                                                                                    | 848      |
| Signed .....                                                                                                                                                                                                                                                                      | 863      |
| <br>                                                                                                                                                                                                                                                                              |          |
| 58—Providing that section six hundred and fifty-four (654) of the supplement to the code, and section six hundred and seventy-two (672) of the code, relating to the appointment and compensation of police matrons, be made applicable to special charter cities.                |          |
| Received .....                                                                                                                                                                                                                                                                    | 222      |
| Referred .....                                                                                                                                                                                                                                                                    | 224      |
| *Reported .....                                                                                                                                                                                                                                                                   | 304      |
| Amended and passed .....                                                                                                                                                                                                                                                          | 406      |
| Senate concurs .....                                                                                                                                                                                                                                                              | 456      |
| Enrolled .....                                                                                                                                                                                                                                                                    | 481      |
| Signed .....                                                                                                                                                                                                                                                                      | 490      |

\*Erroneously printed House File No. 141.

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| 60—To validate and legalize the consolidation of the Dunleith & Dubuque Bridge Company, a corporation created under the laws of the State of Illinois, with the Dunleith & Dubuque Bridge Company, a corporation created under the laws of the State of Iowa, and validating and legalizing all rights and franchises exercised under said consolidation by said Iowa corporation, and all corporate acts and proceedings of the said Iowa corporation since the consolidation of the said Illinois corporation with it. |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 342        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 343        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 435        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 465, 466   |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 556        |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 555        |
| 61—Additional to title seven (7), chapter two (2) of the code, authorizing county treasurers to commence and prosecute ordinary actions at law for the enforcement of tax liens, and the collection of taxes in addition to all the other remedies now provided by law for the collection of taxes and for the issuance of a writ of attachment in certain cases without bond for the purpose of enforcing the payment of taxes whether due or not and collecting the same.                                              |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1092       |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1111, 1112 |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1368       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 1499, 1500 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1604       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 1616       |
| 62—To legalize the acts and resolutions passed by the board of supervisors of Van Buren county, Iowa, making a final settlement with H. L. McGrew, county treasurer of said county, and releasing said H. L. McGrew and his bondsmen from liability on account of loss by reason of the deposit of county and other funds in the private banking house of E. H. Skinner & Co.                                                                                                                                            |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 223        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 224        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 321        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 463, 464   |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 556        |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 565        |
| 64—To legalize certain actions of the board of supervisors of Appanoose county Iowa, relating to drainage district No. 1 of said county and the issuance                                                                                                                                                                                                                                                                                                                                                                 |            |

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| of bonds for the payment of the expenses, costs, costs of the construction and fees.                                                                                                                                                                                                                                                                   |          |
| Received .....                                                                                                                                                                                                                                                                                                                                         | 301      |
| Referred .....                                                                                                                                                                                                                                                                                                                                         | 302      |
| Reported .....                                                                                                                                                                                                                                                                                                                                         | 413      |
| Rereferred .....                                                                                                                                                                                                                                                                                                                                       | 459      |
| Substitute reported .....                                                                                                                                                                                                                                                                                                                              | 477      |
| Substitute adopted and passed .....                                                                                                                                                                                                                                                                                                                    | 522, 523 |
| Senate concurs .....                                                                                                                                                                                                                                                                                                                                   | 574      |
| *Enrolled .....                                                                                                                                                                                                                                                                                                                                        | 628      |
| Signed .....                                                                                                                                                                                                                                                                                                                                           | 634      |
| *Erroneously printed Senate File No. 54.                                                                                                                                                                                                                                                                                                               |          |
| 69—To amend section three thousand five hundred and twenty-nine (3529) of the supplement to the code, relating to the service of original notice on any corporation or person, owning or operating any railway or canal, steamboat or other river craft, or any telegraph, telephone, stage coach or car line, express company or foreign corporation. |          |
| Received .....                                                                                                                                                                                                                                                                                                                                         | 222      |
| Referred .....                                                                                                                                                                                                                                                                                                                                         | 224      |
| Reported .....                                                                                                                                                                                                                                                                                                                                         | 412      |
| Rereferred .....                                                                                                                                                                                                                                                                                                                                       | 490      |
| Reported .....                                                                                                                                                                                                                                                                                                                                         | 731      |
| Passed .....                                                                                                                                                                                                                                                                                                                                           | 882      |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                         | 954      |
| Signed .....                                                                                                                                                                                                                                                                                                                                           | 955      |
| 71—To amend the law as it appears in sections seven (7) and eight (8) of chapter one hundred and sixty-six (166) relating to definition of term "misbranded" and method of labeling.                                                                                                                                                                   |          |
| Received .....                                                                                                                                                                                                                                                                                                                                         | 221      |
| Referred .....                                                                                                                                                                                                                                                                                                                                         | 224, 225 |
| Reported .....                                                                                                                                                                                                                                                                                                                                         | 246      |
| Passed .....                                                                                                                                                                                                                                                                                                                                           | 268, 269 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                         | 288      |
| Signed .....                                                                                                                                                                                                                                                                                                                                           | 292      |
| 73—To pay sundry persons named in this bill for material and labor furnished by them in the erection of the Medical Hospital of the Iowa State University erected in eighteen hundred and ninety-seven (1897).                                                                                                                                         |          |
| Received .....                                                                                                                                                                                                                                                                                                                                         | 1151     |
| Referred .....                                                                                                                                                                                                                                                                                                                                         | 1202     |
| Substituted for House File No. 112 .....                                                                                                                                                                                                                                                                                                               | 1231     |
| Passed .....                                                                                                                                                                                                                                                                                                                                           | 1231     |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                         | 1356     |
| Signed .....                                                                                                                                                                                                                                                                                                                                           | 1367     |
| 74—Limiting the indebtedness of state and savings banks and repealing section eighteen hundred and fifty five (1855) of the code.                                                                                                                                                                                                                      |          |
| Received .....                                                                                                                                                                                                                                                                                                                                         | 817      |
| Referred .....                                                                                                                                                                                                                                                                                                                                         | 852      |

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| Reported .....                                                                                                                                                                                                                                                    | 1051       |
| Passed .....                                                                                                                                                                                                                                                      | 1218, 1219 |
| Enrolled .....                                                                                                                                                                                                                                                    | 1296       |
| Signed .....                                                                                                                                                                                                                                                      | 1310       |
| <br>76—Repealing sections eighteen hundred and seventy-two (1872) and eighteen hundred and seventy-three (1873) of the code, relating to quarterly statements of state and savings banks and examinations by auditor of state and providing substitutes therefor. |            |
| Received .....                                                                                                                                                                                                                                                    | 1151       |
| Referred .....                                                                                                                                                                                                                                                    | 1201       |
| Reported unfavorably .....                                                                                                                                                                                                                                        | 1224       |
| Indefinitely postponed .....                                                                                                                                                                                                                                      | 1224       |
| <br>77—Making appropriations for the Iowa State College of Agriculture and Mechanic Arts, the State University and the State Normal School.                                                                                                                       |            |
| Received .....                                                                                                                                                                                                                                                    | 529        |
| Referred .....                                                                                                                                                                                                                                                    | 557        |
| Reported with amendments .....                                                                                                                                                                                                                                    | 687        |
| Amendments adopted .....                                                                                                                                                                                                                                          | 784        |
| Amended and passed .....                                                                                                                                                                                                                                          | 784, 785   |
| Recalled from Senate .....                                                                                                                                                                                                                                        | 822        |
| Returned by Senate .....                                                                                                                                                                                                                                          | 866        |
| Reconsidered .....                                                                                                                                                                                                                                                | 923        |
| Rereferred .....                                                                                                                                                                                                                                                  | 923        |
| Substitute reported .....                                                                                                                                                                                                                                         | 1259       |
| Substitute adopted .....                                                                                                                                                                                                                                          | 1464       |
| Amended .....                                                                                                                                                                                                                                                     | 1464       |
| Passed .....                                                                                                                                                                                                                                                      | 1464, 1465 |
| Reconsidered .....                                                                                                                                                                                                                                                | 1469       |
| Amended .....                                                                                                                                                                                                                                                     | 1469       |
| Passed .....                                                                                                                                                                                                                                                      | 1469, 1470 |
| Senate concurs .....                                                                                                                                                                                                                                              | 1494       |
| Enrolled .....                                                                                                                                                                                                                                                    | 1555       |
| Signed .....                                                                                                                                                                                                                                                      | 1582       |
| <br>78—To provide for the examination and regulation of graduate nurses. Also to regulate the practice of nursing by graduate nurses and to provide a penalty for the violation thereof.                                                                          |            |
| Received .....                                                                                                                                                                                                                                                    | 456        |
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| Reported with amendments .....                                                                                                                                                                                                                                    | 494        |
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| Printed in journal .....                                                                                                                                                                                                                                          | 544        |
| Reported with amendments .....                                                                                                                                                                                                                                    | 550        |
| Amendments adopted .....                                                                                                                                                                                                                                          | 650        |
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| Senate concurs .....                                                                                                                                                                                                                                              | 675        |
| Enrolled .....                                                                                                                                                                                                                                                    | 716        |
| Signed .....                                                                                                                                                                                                                                                      | 727        |
| <br>79—To amend section three thousand six hundred and eighty-eight (3688) of the code, relating to challenge of jurors.                                                                                                                                          |            |
| Received .....                                                                                                                                                                                                                                                    | 313        |
| Referred .....                                                                                                                                                                                                                                                    | 331        |
| Reported unfavorably .....                                                                                                                                                                                                                                        | 640        |
| Indefinitely postponed .....                                                                                                                                                                                                                                      | 640        |

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| 80—Appropriating money to J. H. Cowrie, Jr., R. R. McCutcheon and F. M. Hubbell, as trustees, to reimburse them for the funds advanced and used in the purchase of a tract of land for the State as an addition to the State Fair Grounds.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 485        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 485, 486   |
| Reported without recommendation .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 569        |
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| <br>81—Prohibiting the storage and transportation of powder or other explosives in coal mines while miners or other employes are working therein.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 260        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 261        |
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| Substitute adopted .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1350       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1350, 1351 |
| Amended and concurred in by Senate .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1436       |
| House concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1506, 1507 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1554       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1582       |
| <br>82—To provide for consolidation and change of boundaries of school districts in certain cities.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 221        |
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| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 634        |
| <br>84—To create a board of regents for the State University, the College of Agriculture and Mechanic Arts, and the Normal School, and to prescribe its duties and to provide for the management and control of the State University, the College of Agriculture, and Mechanic Arts, and the Normal School, to make appropriations therefor, and to define certain offenses and provide penalties therefor, and to repeal sections two thousand six hundred seventeen (2617), two thousand six hundred eighteen (2618), two thousand six hundred nineteen (2619), two thousand six hundred twenty (2620), two thousand six hundred thirty-five (2635), two thousand six hundred thirty-six (2636), two thousand six hundred forty-two (2642), two thousand six hundred forty-six (2646), two thousand six hundred |            |

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| forty-seven (2647), two thousand six hundred fifty (2650), two thousand six hundred fifty-one (2651), two thousand six hundred fifty-two (2652), two thousand six hundred fifty-three (2653), two thousand six hundred sixty-eight (2668), two thousand six hundred sixty-nine (2669), two thousand six hundred seventy (2670), two thousand six hundred eighty-one (2681), of the code and the law as it appears in sections two thousand seven hundred twenty-seven-a-fifty-three (2727-a-53), two thousand seven hundred twenty-seven-a-fifty-four (2727-a-54), two thousand seven hundred twenty-seven-a-55 (2727-a-55), two thousand seven hundred twenty-seven-a-fifty-six (2727-a-56), of the supplement to the code, and to repeal all acts and parts of acts inconsistent with this act. |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 719        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 720        |
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| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1368       |
| <br>87—For the relief of the grantees of Jacob W. Applegate, and for the purpose of having a patent issued in the name of S. S. Judge for a certain tract of land.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |            |
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| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 490        |
| <br>90—To amend section three thousand one hundred and eighty-one (3181) of the code, relating to divorces, and marriage of divorced persons.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 313        |
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| <br>97—Making appropriation to defray the mileage and expenses of the members of the various committees sent by the Thirty-second General Assembly to visit the several State institutions.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 277        |
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| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 490                |
| <br>98—To empower the State educational board of examiners to validate teachers' certificates issued in other states.                                                                                                                                                                                                                                                                                                                                                            |                    |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 342                |
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| <br>102—Making appropriation to pay additional employes of the Thirty-second General Assembly.                                                                                                                                                                                                                                                                                                                                                                                   |                    |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 277                |
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| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 490                |
| <br>103—To amend section five hundred ninety-one (591) of the code, relative to compensation of township clerks.                                                                                                                                                                                                                                                                                                                                                                 |                    |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 439                |
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| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 772                |
| <br>104—To amend chapter two (2) of title ten (10) of the code, relating to United State levees, as amended by chapter eighty-three (83) of the laws of the Thirty-first General Assembly, to promote the public health, convenience and welfare, by leveeing, ditching and draining the lands of the state, and providing for the assessment and collection of the costs and expenses of the same, and issuing improvement certificates, or issuing and selling bonds therefor. |                    |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 528                |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 557                |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 622                |
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| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 848                |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 863                |
| <br>106—Relating to fish and game, and making appropriation for the fish and game commission of the State of Iowa, and for the extension of the State dam and dykes at Wall Lake.                                                                                                                                                                                                                                                                                                |                    |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1092               |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1111               |
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| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1292               |

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| Enrolled .....                                                                                                                                                                                                                                                                                                                                                | 1513       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                  | 1528       |
| 107—To amend section two thousand five hundred and fifty one (2551) of the supplement to the code, relative to the protection of game.                                                                                                                                                                                                                        |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                | 456        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                | 435        |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                    | 644        |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                  | 645        |
| 109—To amend the law as it appears in chapter one (1), title IX (9) of the code, relating to corporations for pecuniary profit.                                                                                                                                                                                                                               |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                | 1091       |
| Referred .....                                                                                                                                                                                                                                                                                                                                                | 1109       |
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| Enrolled .....                                                                                                                                                                                                                                                                                                                                                | 1357       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                  | 1367       |
| 111—Relating to the organization and officers of cities and towns, amending chapters two (2) and nine (9), title five (5) of the code, and the law as it appears in the supplement to the code, and providing for the appointment of a board of public works and defining its duties and providing a penalty for the violation of the provisions of this act. |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                | 975        |
| Printed in Journal .....                                                                                                                                                                                                                                                                                                                                      | 1023, 1024 |
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| Made a special order .....                                                                                                                                                                                                                                                                                                                                    | 1032       |
| Amended .....                                                                                                                                                                                                                                                                                                                                                 | 1095, 1096 |
| Passed .....                                                                                                                                                                                                                                                                                                                                                  | 1097, 1098 |
| Senate concurs .....                                                                                                                                                                                                                                                                                                                                          | 1182       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                | 1224       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                  | 1237       |
| 119—To amend chapter fourteen (14) of title V (5) of the code, relating to the management of waterworks in special charter cities having a population of thirty-five thousand (35,000) or more, and all acts or parts of acts in so far as they conflict with this act shall not be applicable to any such cities.                                            |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                | 261        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                | 282        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                | 286        |
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| Senate concurs .....                                                                                                                                                                                                                                                                                                                                          | 497        |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                | 556        |
| Signed .....                                                                                                                                                                                                                                                                                                                                                  | 565        |
| Petition .....                                                                                                                                                                                                                                                                                                                                                | 294        |
| 120—To repeal chapter fifty-one (51) of the acts of the Twenty-ninth General Assembly, relating to compensation of waterworks                                                                                                                                                                                                                                 |            |

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| trustees in special charter cities having a population of thirty thousand (30,000) or more.                                                                                    |            |
| Received .....                                                                                                                                                                 | 261        |
| Referred .....                                                                                                                                                                 | 262        |
| Reported .....                                                                                                                                                                 | 286        |
| Passed .....                                                                                                                                                                   | 461        |
| Enrolled .....                                                                                                                                                                 | 513        |
| Signed .....                                                                                                                                                                   | 514        |
| 121—Providing that chapter eight (8) of title VI (6) of the code, relating to removal of municipal officers, be made applicable to special charter cities.                     |            |
| Received .....                                                                                                                                                                 | 261        |
| Referred .....                                                                                                                                                                 | 262        |
| Reported .....                                                                                                                                                                 | 286        |
| Passed .....                                                                                                                                                                   | 348, 349   |
| Enrolled .....                                                                                                                                                                 | 482        |
| Signed .....                                                                                                                                                                   | 490        |
| 123—To amend section forty-nine hundred and sixty-nine (4969) of the code, providing for the punishment of cruelty to animals.                                                 |            |
| Received .....                                                                                                                                                                 | 631        |
| Referred .....                                                                                                                                                                 | 647        |
| Reported .....                                                                                                                                                                 | 1082       |
| Passed .....                                                                                                                                                                   | 1254, 1255 |
| Enrolled .....                                                                                                                                                                 | 1357       |
| Signed .....                                                                                                                                                                   | 1367       |
| 127—To amend chapter one (1), title nine (9) of the code, relating to corporations for pecuniary profit and to provide a method for the approval of articles of incorporation. |            |
| Received .....                                                                                                                                                                 | 631        |
| Referred .....                                                                                                                                                                 | 647        |
| Reported unfavorably .....                                                                                                                                                     | 1407       |
| Indefinitely postponed .....                                                                                                                                                   | 1407       |
| 136—To amend section fourteen (14), chapter one hundred and sixty-six (166) of the laws of the Thirty-first General Assembly, relating to the sale of canned goods.            |            |
| Received .....                                                                                                                                                                 | 497        |
| Referred .....                                                                                                                                                                 | 517        |
| Reported .....                                                                                                                                                                 | 737        |
| Minority report .....                                                                                                                                                          | 737        |
| Considered .....                                                                                                                                                               | 883        |
| Amended .....                                                                                                                                                                  | 915        |
| Passed .....                                                                                                                                                                   | 915, 916   |
| Senate concurs .....                                                                                                                                                           | 1152       |
| Enrolled .....                                                                                                                                                                 | 1176       |
| Signed .....                                                                                                                                                                   | 1193       |
| Petitions .....                                                                                                                                                                | 637, 864   |
| 146—Providing for the compensation of attorneys appointed by the court to defend persons charged with certain crimes.                                                          |            |
| Received .....                                                                                                                                                                 | 302        |
| Referred .....                                                                                                                                                                 | 313, 314   |
| Reported unfavorably .....                                                                                                                                                     | 892        |
| Indefinitely postponed .....                                                                                                                                                   | 892        |

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| 152—To repeal sections twenty-eight hundred and fifty-five (2855) of the code supplement, and twenty-eight hundred and nine (2809) of the code, and to enact substitutes therefor, and to amend sections twenty-eight hundred and eight (2808) of the code supplement and twenty-eight hundred and fifty (2850) of the code, relating to the handing of the principal and interest of the permanent school fund. |            | southern battlefields and at Andersonville.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                   | 801        | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 312        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                   | 828, 829   | Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 331        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                   | 1167       | Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 479        |
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| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                     | 1528       | Speaker declares bill lost because it failed to receive two-thirds vote of House members .....                                                                                                                                                                                                                                                                                                                                                                                                                               | 564        |
| 154—To amend the law as it appears in section twenty-six hundred and eight (2608) of the supplement to the code, relating to the Soldiers' Home at Marshalltown.                                                                                                                                                                                                                                                 |            | Explanations of votes .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 564        |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                   | 261        | Speaker makes statement, reverses ruling and declares bill to have passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                              | 576, 578   |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                   | 262        | House sustains chair on appeal from ruling .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 578, 579   |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                       | 479        | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 628        |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                                     | 479        | Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 634        |
| 155—To amend section thirty-four hundred ninety-six (3496) of the code, limiting the place in which actions may be brought upon contracts.                                                                                                                                                                                                                                                                       |            | 159—To amend chapter six (6) of title nine (9) of the code, relating to the distribution of dividends on stock in stock companies writing participating life insurance policies.                                                                                                                                                                                                                                                                                                                                             |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                   | 1092       | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1300       |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                   | 1111       | Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1345       |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                       | 1136       | Reported with amendment .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1583       |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                                     | 1136       | Amendment adopted .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1594, 1595 |
| 157—To repeal section twenty-five hundred ninety-three (2593) of the code and to enact a substitute therefor, relating to the practice of pharmacy.                                                                                                                                                                                                                                                              |            | Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1595       |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                   | 573        | Senate refuses to concur .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1602       |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                   | 574        | House recedes .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1614, 1615 |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                   | 797        | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1606       |
| Amended .....                                                                                                                                                                                                                                                                                                                                                                                                    | 1046, 1047 | Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1616       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                     | 1048       | 160—To amend the law as it appears in section one hundred and sixty-eight (168) of the supplement to the code, and in chapter two (2) of title thirteen (13) of the code and code supplement and amendments thereto, and chapters one hundred and twenty-two (122) and acts of the Thirty-first General Assembly, defining the duties, fixing the compensation and providing for the supplies and printing and providing for the payment of the expenses of the educational board of examiners, its secretary and employees. |            |
| Senate concurs .....                                                                                                                                                                                                                                                                                                                                                                                             | 1087       | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 802        |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                   | 1147       | Passed on file .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 828        |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                     | 1157       | Lost on passage .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1034, 1035 |
| Petition .....                                                                                                                                                                                                                                                                                                                                                                                                   | 476        | Motion to reconsider filed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 1041       |
| 158—Making an additional appropriation to pay the remainder of the expenses of the members of the Iowa Shiloh battlefield monument commission, the Iowa Lookout Mountain and Missionary Ridge monument commission, the Iowa Vicksburg Park monument commission and the Iowa Andersonville prison monument commission, upon their joint visit to dedicate the monuments erected by the State of Iowa upon         |            | Reconsidered .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1248       |
|                                                                                                                                                                                                                                                                                                                                                                                                                  |            | Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1249       |
|                                                                                                                                                                                                                                                                                                                                                                                                                  |            | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1356       |
|                                                                                                                                                                                                                                                                                                                                                                                                                  |            | Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1367       |
|                                                                                                                                                                                                                                                                                                                                                                                                                  |            | Petition .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 449        |
|                                                                                                                                                                                                                                                                                                                                                                                                                  |            | 162—To provide for the issuance of an execution when outstanding execution is lost or destroyed.                                                                                                                                                                                                                                                                                                                                                                                                                             |            |
|                                                                                                                                                                                                                                                                                                                                                                                                                  |            | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 277        |
|                                                                                                                                                                                                                                                                                                                                                                                                                  |            | Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 291        |
|                                                                                                                                                                                                                                                                                                                                                                                                                  |            | Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 322        |
|                                                                                                                                                                                                                                                                                                                                                                                                                  |            | Amended and passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 422, 423   |
|                                                                                                                                                                                                                                                                                                                                                                                                                  |            | Senate refuses to concur in House amendment .....                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 456        |

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| Conference committee appointed .....                          | 486, 529   |
| Conference committee reports in favor of House receding ..... | 1558       |
| House adopts report and recedes .....                         | 1559, 1560 |
| Senate adopts report .....                                    | 1587       |
| Enrolled .....                                                | 1604       |
| Signed .....                                                  | 1616       |

164—To amend the law as it appears in section three (3), chapter fourteen (14), acts of the Thirty-first General Assembly, granting township trustees power to contract for use of public libraries.

|                                |      |
|--------------------------------|------|
| Received .....                 | 573  |
| Referred .....                 | 614  |
| Reported with amendments ..... | 895  |
| Amendment adopted .....        | 1059 |
| Amended and passed .....       | 1059 |
| Senate concurs .....           | 1150 |
| Enrolled .....                 | 1175 |
| Signed .....                   | 1193 |

167—To make the law as it appears in section thirteen hundred and eighty-nine-a (1389-a), thirteen hundred and eighty-nine-b (1389-b) thirteen hundred eighty-nine-c (1389-c) thirteen hundred and eighty-nine-d (1389-d) of the supplement to the code, in relation to the keeping of a record of delinquent taxes, applicable to cities acting under special charter.

|                              |      |
|------------------------------|------|
| Received .....               | 1091 |
| Referred .....               | 1110 |
| Reported unfavorably .....   | 1407 |
| Indefinitely postponed ..... | 1407 |

169—Relating to State documents and providing for the appointment of a document librarian and fixing his salary.

|                                  |          |
|----------------------------------|----------|
| Received .....                   | 395      |
| Referred .....                   | 419      |
| Reported .....                   | 511      |
| Lost on passage .....            | 651, 652 |
| Motion to reconsider filed ..... | 680      |
| Reconsidered and passed .....    | 768      |
| Enrolled .....                   | 848      |
| Signed .....                     | 863      |

171—To prohibit the making or publishing of false or exaggerated statements or publications of or concerning the affairs, pecuniary condition or property of any corporation, joint stock association, which said statements or publications are intended to give, or shall have a tendency to give, a less or greater apparent value to the shares, bonds or property or any part thereof of said corporation or joint stock association, than the said shares,

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| bonds, or property shall really and in fact possess, and providing a penalty therefor. . . . . |          |
| Received .....                                                                                 | 497      |
| Referred .....                                                                                 | 516, 517 |
| Reported .....                                                                                 | 731      |
| Passed .....                                                                                   | 992, 993 |
| Enrolled .....                                                                                 | 1053     |
| Signed .....                                                                                   | 1065     |

175—To amend the law as it appears in section two hundred fifty-five (255) of the supplement to the code, relating to superior courts.

|                           |          |
|---------------------------|----------|
| Received .....            | 647      |
| Referred .....            | 719      |
| Reported .....            | 734      |
| Amended and passed .....  | 788, 789 |
| Title amended .....       | 790      |
| Explanation of vote ..... | 790      |
| Senate concurs .....      | 801      |
| Enrolled .....            | 798      |
| Signed .....              | 814      |

179—To amend the law as it appears in section four hundred and forty-one (441) of the supplement to the code as amended by chapter eighteen (18) of the acts of the Thirtieth General Assembly, by adding thereto and further providing who shall be considered a "bona fide yearly subscriber" in the event of a contest.

|                              |     |
|------------------------------|-----|
| Received .....               | 818 |
| Referred .....               | 852 |
| Reported unfavorably .....   | 879 |
| Indefinitely postponed ..... | 879 |

181—To amend section six (6) and chapter eleven (11) of the laws of the Thirtieth General Assembly, entitled "An act enlarging the powers of the district court, and to regulate the treatment and control of dependent, neglected and delinquent children. (Additional to chapter five (5) of title three (III) of the code, relating to the district court.)"

|                          |          |
|--------------------------|----------|
| Received .....           | 439      |
| Referred .....           | 457      |
| Reported .....           | 730      |
| Amended and passed ..... | 986, 987 |
| Senate concurs .....     | 1087     |
| Enrolled .....           | 1147     |
| Signed .....             | 1157     |

182—Providing for the inside finishing and completion of the historical, memorial and art building, and making an appropriation therefor.

|                |            |
|----------------|------------|
| Received ..... | 1412       |
| Referred ..... | 1437       |
| Reported ..... | 1583       |
| Passed .....   | 1595, 1596 |
| Enrolled ..... | 1606       |
| Signed .....   | 1616       |

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| 183—Providing for the placing of a statue in bronze of James Harlan in the National Statuary hall at Washington, D. C.                                                                          |            | 196—To regulate the sale or disposal of stocks of goods, wares or merchandise in bulk, and to provide a penalty for the violation thereof.                                                                                                                                                                                                                                                                                           |            |
| Received .....                                                                                                                                                                                  | 866        | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                       | 802        |
| Substituted for House File No. 254 on calendar.....                                                                                                                                             | 883        | Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                       | 828        |
| Passed .....                                                                                                                                                                                    | 883, 884   | Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                       | 893        |
| Enrolled .....                                                                                                                                                                                  | 955        | Minority report for indefinite postponement .....                                                                                                                                                                                                                                                                                                                                                                                    | 893        |
| Signed .....                                                                                                                                                                                    | 955        | Made a special order .....                                                                                                                                                                                                                                                                                                                                                                                                           | 1041, 1289 |
| 184—To amend section eighteen hundred and seventy-three (1873) of the code, relating to publication of reports of banks.                                                                        |            | Consideration deferred .....                                                                                                                                                                                                                                                                                                                                                                                                         | 1321       |
| Received .....                                                                                                                                                                                  | 498        | Considered .....                                                                                                                                                                                                                                                                                                                                                                                                                     | 1322       |
| Referred .....                                                                                                                                                                                  | 517        | Minority report not adopted .....                                                                                                                                                                                                                                                                                                                                                                                                    | 1322, 1323 |
| Reported .....                                                                                                                                                                                  | 569        | Considered .....                                                                                                                                                                                                                                                                                                                                                                                                                     | 1323, 1324 |
| Passed .....                                                                                                                                                                                    | 654, 655   | Amended .....                                                                                                                                                                                                                                                                                                                                                                                                                        | 1325       |
| Enrolled .....                                                                                                                                                                                  | 717        | Lost on passage .....                                                                                                                                                                                                                                                                                                                                                                                                                | 1326       |
| Signed .....                                                                                                                                                                                    | 727        | Explanation of vote.....                                                                                                                                                                                                                                                                                                                                                                                                             | 1326       |
| 185—To amend section three thousand six hundred and fifty-six (3656) of the code, relating to the appearance term for certain actions.                                                          |            | Petitions .....                                                                                                                                                                                                                                                                                                                                                                                                                      | 451, 548   |
| Received .....                                                                                                                                                                                  | 342        | 198—To amend section one (1) chapter twenty-one (21) of the acts of the Thirtieth General Assembly, relating to the compensation of county recorders.                                                                                                                                                                                                                                                                                |            |
| Referred .....                                                                                                                                                                                  | 342        | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                       | 1151       |
| Reported .....                                                                                                                                                                                  | 412        | Reported with amendments .....                                                                                                                                                                                                                                                                                                                                                                                                       | 1223       |
| Passed .....                                                                                                                                                                                    | 458, 459   | Amendments adopted .....                                                                                                                                                                                                                                                                                                                                                                                                             | 1423       |
| Enrolled .....                                                                                                                                                                                  | 513        | Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1423       |
| Signed .....                                                                                                                                                                                    | 514        | Senate refuses to concur... ..                                                                                                                                                                                                                                                                                                                                                                                                       | 1494       |
| 192—To amend section seven hundred and sixty-eight of the code, relating to vestibules on street cars for the protection of employes operating such cars.                                       |            | House refuses to recede.....                                                                                                                                                                                                                                                                                                                                                                                                         | 1527, 1528 |
| Received .....                                                                                                                                                                                  | 528        | Conference committee appointed .....                                                                                                                                                                                                                                                                                                                                                                                                 | 1528, 1585 |
| Referred .....                                                                                                                                                                                  | 558        | Conference committee reports in favor of House amendment .....                                                                                                                                                                                                                                                                                                                                                                       | 1584       |
| Recalled and rereferred....                                                                                                                                                                     | 655        | Senate adopts report and amendment .....                                                                                                                                                                                                                                                                                                                                                                                             | 1587       |
| Reported .....                                                                                                                                                                                  | 741        | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                       | 1604       |
| Passed .....                                                                                                                                                                                    | 900        | Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1616       |
| Enrolled .....                                                                                                                                                                                  | 954        | 201—To repeal the law as it appears in section thirteen hundred forty-seven-a (1347-a) of the supplement to the code, and chapter forty-eight (48), acts of the Thirtieth General Assembly, relating to the vocation of peddlers, defining the term peddlers, so as to include transient merchants and itinerant vendors selling by sample or by taking orders for immediate or future delivery, and to enact a substitute therefor. |            |
| Signed .....                                                                                                                                                                                    | 955        | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                       | 851        |
| 194—Authorizing cities of the first class to levy taxes for the purpose of paying for building and reconstruction of bridges and for the issuance of bonds or certificates against such levies. |            | Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                       | 853        |
| Received .....                                                                                                                                                                                  | 852        | Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                       | 887        |
| Referred .....                                                                                                                                                                                  | 853        | Amended .....                                                                                                                                                                                                                                                                                                                                                                                                                        | 1033, 1034 |
| Reported .....                                                                                                                                                                                  | 1006       | Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1034       |
| Passed .....                                                                                                                                                                                    | 1162, 1163 | Senate refuses to concur... ..                                                                                                                                                                                                                                                                                                                                                                                                       | 1264       |
| Enrolled .....                                                                                                                                                                                  | 1281       | House recedes .....                                                                                                                                                                                                                                                                                                                                                                                                                  | 1314, 1315 |
| Signed .....                                                                                                                                                                                    | 1281       | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                       | 1373       |
| 195—Relating to the issuance of certificates or bonds in anticipation of special taxes by towns.                                                                                                |            | Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1385       |
| Received .....                                                                                                                                                                                  | 394        | 203—Requiring all corporations doing business within the State to make an annual report and pay an annual license fee to the secretary of state.                                                                                                                                                                                                                                                                                     |            |
| Referred .....                                                                                                                                                                                  | 419        | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                       | 1263       |
| Reported .....                                                                                                                                                                                  | 587        | Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                       | 1300, 1301 |
| Passed .....                                                                                                                                                                                    | 656, 657   | Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                       | 1311       |
| Enrolled .....                                                                                                                                                                                  | 717        |                                                                                                                                                                                                                                                                                                                                                                                                                                      |            |
| Signed .....                                                                                                                                                                                    | 727        |                                                                                                                                                                                                                                                                                                                                                                                                                                      |            |

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|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| Lost on passage.....                                                                                                                                                                                                                                                                                                                                                                       | 1472, 1473 |
| Motion to reconsider filed..                                                                                                                                                                                                                                                                                                                                                               | 1473       |
| Reconsidered .....                                                                                                                                                                                                                                                                                                                                                                         | 1473, 1474 |
| Amended .....                                                                                                                                                                                                                                                                                                                                                                              | 1490, 1491 |
| Rereferred .....                                                                                                                                                                                                                                                                                                                                                                           | 1491       |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                 | 1510       |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                               | 1510       |
| Petition .....                                                                                                                                                                                                                                                                                                                                                                             | 886        |
| <br>204—To amend the law as it ap-<br>pears in section two<br>thousand five hundred and<br>ninety-six-a (2596-a) of<br>the supplement to the<br>code, in relation to the<br>sale of cocaine, and re-<br>stricting the sale of cer-<br>tain other drugs.                                                                                                                                    |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                             | 801        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                             | 829        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                             | 878        |
| Considered .....                                                                                                                                                                                                                                                                                                                                                                           | 1249, 1250 |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                               | 1251       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                             | 1357       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                               | 1367       |
| <br>205—Providing for special as-<br>sessments for sidewalk<br>and street improvements<br>in cities and towns upon<br>the right of way of any<br>railroad company front-<br>ing or abutting upon a<br>street, highway, avenue,<br>alley, public ground,<br>wharf, landing or market<br>place the same as upon<br>any land or lot therein<br>and providing for the col-<br>lection thereof. |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                             | 528        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                             | 557        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                             | 731        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                               | 1045, 1046 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                             | 1105       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                               | 1139       |
| <br>206—To amend sections two<br>(2), four (4) and five (5)<br>of chapter fifty-three (53)<br>of the acts of the Thirtieth<br>General Assembly,<br>in regard to motor ve-<br>hicles.                                                                                                                                                                                                       |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                             | 718        |
| Passed on file.....                                                                                                                                                                                                                                                                                                                                                                        | 719        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                               | 790        |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                             | 848        |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                               | 863        |
| <br>207—To empower the State edu-<br>cational board of examin-<br>ers to issue State certifi-<br>cates to graduates of<br>higher institutions of<br>learning.                                                                                                                                                                                                                              |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                             | 755        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                             | 756        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                             | 1169       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                               | 1419, 1420 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                             | 1513       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                               | 1528       |
| <br>208—To amend section thirty-six<br>(36) of the code, rela-<br>tive to publication of acts<br>of the General Assembly.                                                                                                                                                                                                                                                                  |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                             | 485        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                             | 498        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                             | 588        |

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| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 726        |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                | 772        |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 772        |
| <br>212—To provide for the govern-<br>ment of certain cities<br>(amending title five (5)<br>of the code).                                                                                                                                                                                                                                                                                                                                                     |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                | 991        |
| Printed in Journal .....                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1010       |
| Passed on file.....                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1023       |
| Made a special order.....                                                                                                                                                                                                                                                                                                                                                                                                                                     | 1032       |
| Considered .....                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1124, 1125 |
| Amended .....                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1125, 1129 |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1129, 1130 |
| Title amended .....                                                                                                                                                                                                                                                                                                                                                                                                                                           | 1130       |
| Motion to reconsider filed..                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1156       |
| Senate concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1182       |
| Motion to reconsider with-<br>drawn .....                                                                                                                                                                                                                                                                                                                                                                                                                     | 1192       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1224       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1237       |
| <br>215—To amend the law as it ap-<br>pears in sections six hun-<br>dred seventy-nine-a<br>(679-a), six hundred<br>seventy-nine-f (679-f), six<br>hundred seventy-nine-g<br>(679-g) and six hundred<br>seventy-nine-h (679-h) of<br>the supplement to the<br>code, relating to board of<br>police and fire commis-<br>sioners in certain cities of<br>the first class and cities<br>under special charter,<br>and providing for the<br>taking effect thereof. |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                | 675        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                | 719        |
| Reported with amendment..                                                                                                                                                                                                                                                                                                                                                                                                                                     | 844        |
| Amendment adopted .....                                                                                                                                                                                                                                                                                                                                                                                                                                       | 1042       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1043, 1044 |
| Senate concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1090       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1279       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                  |            |
| <br>220—Making an appropriation<br>for the benefit of the<br>State hospital at Mount<br>Pleasant.                                                                                                                                                                                                                                                                                                                                                             |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                | 497        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                | 516        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                                                                                                | 527        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 574, 575   |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                                                | 628        |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 634        |
| <br>222—To amend section four<br>hundred and thirty-<br>three (433), title four<br>(4), chapter two (2) of<br>the code and amendatory<br>acts thereof, fixing the<br>amount supervisors may<br>allow for the burial of<br>deceased soldiers.                                                                                                                                                                                                                  |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                                                                                                | 718        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                                                | 720        |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1005       |
| Minority report for passage                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1006       |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1253       |
| Motion to reconsider filed..                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1255       |
| Motion to reconsider with-<br>drawn .....                                                                                                                                                                                                                                                                                                                                                                                                                     | 1385       |

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| 224—Making an appropriation to enable the State railroad commission to make an investigation of railway freight rates.                                                                                                                                                                                                                                                   |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                           | 528        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                           | 558        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                           | 621        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                             | 720, 721   |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                           | 772        |
| Signed .....                                                                                                                                                                                                                                                                                                                                                             | 772        |
| 226—To reimburse S. B. Humbert for services rendered as superintendent of construction of the monuments at Lookout mountain and one at either end of Missionary Ridge, and to make an appropriation therefor.                                                                                                                                                            |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                           | 1182       |
| Referred .....                                                                                                                                                                                                                                                                                                                                                           | 1202       |
| Recalled and rereferred...                                                                                                                                                                                                                                                                                                                                               | 1256       |
| Reported .....                                                                                                                                                                                                                                                                                                                                                           | 1291       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                             | 1468       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                           | 1555       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                             | 1582       |
| 227—To prohibit the discharge into the open air of dense smoke within the corporate limits of cities which now have or may hereafter have a population of 50,000 inhabitants; to declare the discharge into the open air of dense smoke within the corporate limits of such cities a public nuisance and to provide penalties for the violation and enforcement thereof. |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                           | 867        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                           | 897        |
| Substitute reported .....                                                                                                                                                                                                                                                                                                                                                | 1406       |
| Substitute adopted .....                                                                                                                                                                                                                                                                                                                                                 | 1501       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                             | 1501, 1502 |
| Senate concurs .....                                                                                                                                                                                                                                                                                                                                                     | 1561       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                           | 1603       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                             | 1616       |
| 228—Authorizing the board of trustees of free public libraries to unite with any local county historical association for the preservation and protection of articles of a historical or educational nature gathered by such association, and to expend money for the proper care of such collections.                                                                    |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                           | 605        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                           | 647        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                           | 895        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                             | 1062, 1063 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                           | 1147       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                             | 1157       |
| 230—To require a stamp or label on every ball of binder twine sold, exposed or offered for sale within this State, and providing a                                                                                                                                                                                                                                       |            |

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| penalty for the violation thereof.                                                                                                                                                                                                                                 |                    |
| Received .....                                                                                                                                                                                                                                                     | 803                |
| Referred .....                                                                                                                                                                                                                                                     | 828                |
| Reported .....                                                                                                                                                                                                                                                     | 1081               |
| Passed .....                                                                                                                                                                                                                                                       | 1317, 1318         |
| Enrolled .....                                                                                                                                                                                                                                                     | 1373               |
| Signed .....                                                                                                                                                                                                                                                       | 1385               |
| 231—To amend section thirty-eight hundred and fifty-three (3853) of the code, relating to the recovery of costs by the successful against the losing party.                                                                                                        |                    |
| Received .....                                                                                                                                                                                                                                                     | 1057               |
| Referred .....                                                                                                                                                                                                                                                     | 1111               |
| Reported .....                                                                                                                                                                                                                                                     | 1138               |
| Passed .....                                                                                                                                                                                                                                                       | 1217, 1218         |
| Enrolled .....                                                                                                                                                                                                                                                     | 1296               |
| Signed .....                                                                                                                                                                                                                                                       | 1310               |
| 234—To authorize the reconsignment without charge to a new destination of property forwarded by a common carrier and to provide for the treatment of the same as an original shipment.                                                                             |                    |
| Received .....                                                                                                                                                                                                                                                     | 1058               |
| Printed in Journal .....                                                                                                                                                                                                                                           | 1119, 1120         |
| Passed on file .....                                                                                                                                                                                                                                               | 1120               |
| Substituted for House File No. 174 .....                                                                                                                                                                                                                           | 1158               |
| Passed .....                                                                                                                                                                                                                                                       | 1158, 1159         |
| Explanation of vote .....                                                                                                                                                                                                                                          | 1159               |
| Enrolled .....                                                                                                                                                                                                                                                     | 1281               |
| Signed .....                                                                                                                                                                                                                                                       | —                  |
| 235—To protect the safety of railroad employes by regulating the maintaining and stringing of other wires over railroad tracks.                                                                                                                                    |                    |
| Received .....                                                                                                                                                                                                                                                     | 1091               |
| Referred .....                                                                                                                                                                                                                                                     | 1111               |
| Reported .....                                                                                                                                                                                                                                                     | 1142               |
| Amendment offered .....                                                                                                                                                                                                                                            | 1320               |
| Amendment lost .....                                                                                                                                                                                                                                               | 1326, 1327         |
| Passed .....                                                                                                                                                                                                                                                       | 1327               |
| Enrolled .....                                                                                                                                                                                                                                                     | 1451               |
| Signed .....                                                                                                                                                                                                                                                       | 1474               |
| 236—Defining the relation between employer and employe with respect to assumption of risk, and providing what shall constitute notice thereof.                                                                                                                     |                    |
| Received .....                                                                                                                                                                                                                                                     | 816                |
| Referred .....                                                                                                                                                                                                                                                     | 852, 853           |
| Reported .....                                                                                                                                                                                                                                                     | 969                |
| Amended and passed .....                                                                                                                                                                                                                                           | 1045               |
| Senate concurs .....                                                                                                                                                                                                                                               | 1086               |
| Enrolled .....                                                                                                                                                                                                                                                     | 1147               |
| Signed .....                                                                                                                                                                                                                                                       | 1157               |
| Petitions .....                                                                                                                                                                                                                                                    | 614, 637, 663, 833 |
| 237—Providing for scales and the weighing of commodities transported in carload lots and furnishing certificates of weight by common carriers and providing penalties for the violation of this act, in addition to chapter seven (7), title ten (10) of the code. |                    |
| Received .....                                                                                                                                                                                                                                                     | 1108               |
| Passed on file .....                                                                                                                                                                                                                                               | 1201               |

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| Substituted for House File No. 316                                                                                                                                                                                                                                                                                                                                                                                                                                                            | 1252       |
| Amended                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 1252       |
| Passed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1253       |
| Senate concurs                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1376       |
| Enrolled                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1451       |
| Signed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1474       |
| 239—To amend section thirteen hundred and thirty-three (1333) of the code supplement.                                                                                                                                                                                                                                                                                                                                                                                                         |            |
| Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 867        |
| Referred                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 897        |
| Reported                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1104       |
| Passed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1318, 1319 |
| Enrolled                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1373       |
| Signed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1385       |
| 240—To amend chapter one hundred and thirty-two (132) of the laws of the Thirtieth General Assembly of Iowa entitled "An act prohibiting the willful taking of any electric current gas or water from the wires, meters, pipes or any apparatus of any electric light, electric motor, gas or water plant with intent to defraud (additional to chapter five (5), title twenty-four (24) of the code)" by making it applicable to steam heating plants and the taking of steam or steam heat. |            |
| Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 801        |
| Referred                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 823        |
| Reported                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 888        |
| Considered                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1048       |
| Passed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1058       |
| Enrolled                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1147       |
| Signed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1157       |
| 241—To amend section one (1) of chapter eighty-nine (89) of the laws of the Thirty-first General Assembly, relating to actions against joint carriers.                                                                                                                                                                                                                                                                                                                                        |            |
| Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1413       |
| Referred                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1438       |
| Recalled from committee                                                                                                                                                                                                                                                                                                                                                                                                                                                                       | 1592       |
| Passed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1592       |
| Enrolled                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1606       |
| Signed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1616       |
| 242—To create a commission to examine, revise and codify the laws relating to the public schools, and such other purposes as may be incident thereto.                                                                                                                                                                                                                                                                                                                                         |            |
| Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1343       |
| Referred                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1344       |
| Recalled and passed on file                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 1351       |
| Passed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1493, 1499 |
| Enrolled                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | 1555       |
| Signed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        | 1532       |
| 244—Authorizing persons, firms or corporations engaged in the business of storing goods for profit to issue warehouse receipts on the goods so stored; to regulate the issuance, negotiation and transfer of such receipts, and to provide                                                                                                                                                                                                                                                    |            |

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| punishment for the violation of said regulations, and repeal section thirty-one hundred twenty-nine (3129) of the code.                                                                                                                                                                                                      |            |
| Received                                                                                                                                                                                                                                                                                                                     | 1057       |
| Passed on file                                                                                                                                                                                                                                                                                                               | 1111       |
| Made a special order                                                                                                                                                                                                                                                                                                         | 1139       |
| Passed                                                                                                                                                                                                                                                                                                                       | 1160, 1161 |
| Enrolled                                                                                                                                                                                                                                                                                                                     | 1279       |
| Signed                                                                                                                                                                                                                                                                                                                       | —          |
| 245—Directing the custodian of public buildings and property to prepare a case for the reception of flags carried by Iowa regiments during the Spanish-American war, and making appropriations therefor.                                                                                                                     |            |
| Received                                                                                                                                                                                                                                                                                                                     | 817        |
| Referred                                                                                                                                                                                                                                                                                                                     | 852        |
| Passed                                                                                                                                                                                                                                                                                                                       | 982, 983   |
| Enrolled                                                                                                                                                                                                                                                                                                                     | 1053       |
| Signed                                                                                                                                                                                                                                                                                                                       | 1065       |
| 248—To amend sections one hundred fifty-six and one hundred fifty-seven of the code, relating to the election and duties of the secretary of the executive council and defining the duties of said secretary, and to amend section thirteen hundred seventy-eight (1378) and thirteen hundred eighty-two (1382) of the code. |            |
| Received                                                                                                                                                                                                                                                                                                                     | 867        |
| Referred                                                                                                                                                                                                                                                                                                                     | 897, 898   |
| Reported unfavorably                                                                                                                                                                                                                                                                                                         | 1404       |
| Indefinitely postponed                                                                                                                                                                                                                                                                                                       | 1404       |
| 249—To amend section nine hundred and fifty-five (955) of the code, relating to the establishment, erection, purchase, lease, maintenance or operation of certain public utilities and the granting of franchises for the same, so as to include heating plants.                                                             |            |
| Received                                                                                                                                                                                                                                                                                                                     | 718        |
| Referred                                                                                                                                                                                                                                                                                                                     | 719        |
| Reported                                                                                                                                                                                                                                                                                                                     | 844        |
| Passed                                                                                                                                                                                                                                                                                                                       | 988, 989   |
| Enrolled                                                                                                                                                                                                                                                                                                                     | 1053       |
| Signed                                                                                                                                                                                                                                                                                                                       | 1065       |
| 252—To reimburse the widow and heirs of the late J. W. Cliff for expenses incurred by him in contest for the office of secretary of the Senate of the Twenty-fourth General Assembly.                                                                                                                                        |            |
| Received                                                                                                                                                                                                                                                                                                                     | 1153       |
| Referred                                                                                                                                                                                                                                                                                                                     | 1183       |
| Reported                                                                                                                                                                                                                                                                                                                     | 1238       |
| Passed                                                                                                                                                                                                                                                                                                                       | 1423, 1424 |
| Enrolled                                                                                                                                                                                                                                                                                                                     | 1512       |
| Signed                                                                                                                                                                                                                                                                                                                       | 1528       |
| 253—Making appropriations for the State University of Iowa.                                                                                                                                                                                                                                                                  |            |
| Received                                                                                                                                                                                                                                                                                                                     | 1435       |

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| 259—Legalizing the ordinances, acts, proceedings and resolutions passed by the town council of Pocahontas, of Pocahontas county, Iowa, and legalizing all the acts, proceedings and resolutions adopted or passed by the said town council in connection with the voting and granting of a franchise to the Havelock Mutual Telephone Company as set forth in Ordinance No. 41 of said town. |            | 272—Additional to and amendatory of the law as it appears in title fourteen (XIV) of the code, relative to rights of property and the conveyance thereof.                                         |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                               | 867        | Received .....                                                                                                                                                                                    | 1092       |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                               | 898        | Referred .....                                                                                                                                                                                    | 1110       |
| Reported unfavorably .....                                                                                                                                                                                                                                                                                                                                                                   | 990        | Reported .....                                                                                                                                                                                    | 1193       |
| Indefinitely postponed .....                                                                                                                                                                                                                                                                                                                                                                 | 991        | Passed .....                                                                                                                                                                                      | 1422       |
|                                                                                                                                                                                                                                                                                                                                                                                              |            | Enrolled .....                                                                                                                                                                                    | 1513       |
|                                                                                                                                                                                                                                                                                                                                                                                              |            | Signed .....                                                                                                                                                                                      | 1528       |
| 261—To amend Senate File No. 22, as passed by the Thirty-second General Assembly, February 8, 1907, and approved February 14, 1907, providing for the investment of funds of fraternal beneficiary societies, orders or associations.                                                                                                                                                        |            | 274—To legalize the plat of W. O. Lee's addition to Macksburg, Iowa.                                                                                                                              |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                               | 818        | Received .....                                                                                                                                                                                    | 1088       |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                               | 852        | Referred .....                                                                                                                                                                                    | 1112       |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                               | 865        | Reported .....                                                                                                                                                                                    | 1137       |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                 | 983, 984   | Passed .....                                                                                                                                                                                      | 1220, 1221 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                               | 1053       | Enrolled .....                                                                                                                                                                                    | 1296       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                 | 1065       | Signed .....                                                                                                                                                                                      | 1310       |
| 262—To provide for sewer outlets and purifying plants in cities of the second class and towns.                                                                                                                                                                                                                                                                                               |            | 275—To amend section three (3) and four (4) of chapter three (3) of the acts of the Thirty-first General Assembly, relating to printing, binding and distribution of State reports and documents. |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                               | 851        | Received .....                                                                                                                                                                                    | 803        |
| Passed on file .....                                                                                                                                                                                                                                                                                                                                                                         | 853        | Referred .....                                                                                                                                                                                    | 829        |
| Amended and passed .....                                                                                                                                                                                                                                                                                                                                                                     | 903, 904   | Reported .....                                                                                                                                                                                    | 1142       |
| Title amended .....                                                                                                                                                                                                                                                                                                                                                                          | 904        | Passed .....                                                                                                                                                                                      | 1349, 1350 |
| Senate concurs .....                                                                                                                                                                                                                                                                                                                                                                         | 1057       | Motion to reconsider filed .....                                                                                                                                                                  | 1367       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                               | 1053       | Reconsidered .....                                                                                                                                                                                | 1379       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                 | 1065       | Amended and passed .....                                                                                                                                                                          | 1379, 1380 |
|                                                                                                                                                                                                                                                                                                                                                                                              |            | Senate concurs .....                                                                                                                                                                              | 1434       |
|                                                                                                                                                                                                                                                                                                                                                                                              |            | Enrolled .....                                                                                                                                                                                    | 1513       |
|                                                                                                                                                                                                                                                                                                                                                                                              |            | Signed .....                                                                                                                                                                                      | 1528       |
| 267—To permit fraternal beneficiary societies, orders or associations to acquire and own real estate for their own use.                                                                                                                                                                                                                                                                      |            | 276—To amend the law as it appears in section one hundred thirty-six (136) of the supplement to the code, fixing the manner of distribution of the report of the Academy of Sciences.             |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                               | 866        | Received .....                                                                                                                                                                                    | 754        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                               | 898        | Referred .....                                                                                                                                                                                    | 755        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                               | 1052       | Reported .....                                                                                                                                                                                    | 879        |
| Passed .....                                                                                                                                                                                                                                                                                                                                                                                 | 1253, 1254 | Amended and passed .....                                                                                                                                                                          | 987, 988   |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                               | 1358       | Senate concurs .....                                                                                                                                                                              | 1263       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                 | 1367       | Enrolled .....                                                                                                                                                                                    | 1296       |
|                                                                                                                                                                                                                                                                                                                                                                                              |            | Signed .....                                                                                                                                                                                      | 1310       |
| 271—To repeal chapter one hundred and forty (140), laws of the Thirty-first General Assembly, relative to bonds of school corporations, and enacting a substitute therefor.                                                                                                                                                                                                                  |            | 277—To provide a uniform system of books, blanks, records, vouchers, etc., for use of County Auditors, County Treasurers and Clerks of the District Court.                                        |            |
| Received .....                                                                                                                                                                                                                                                                                                                                                                               | 1086       | Received .....                                                                                                                                                                                    | 801        |
| Referred .....                                                                                                                                                                                                                                                                                                                                                                               | 1111       | Referred .....                                                                                                                                                                                    | 829        |
| Reported .....                                                                                                                                                                                                                                                                                                                                                                               | 1169       | Reported .....                                                                                                                                                                                    | 1075       |
| Substituted for House File No. 428 .....                                                                                                                                                                                                                                                                                                                                                     | 1188       | Substituted for House File No. 374 .....                                                                                                                                                          | 1185       |
| Amended and passed .....                                                                                                                                                                                                                                                                                                                                                                     | 1189       | Passed .....                                                                                                                                                                                      | 1185, 1186 |
| Senate concurs .....                                                                                                                                                                                                                                                                                                                                                                         | 1343       | Title amended .....                                                                                                                                                                               | 1186       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                                                               | 1357       | Senate concurs .....                                                                                                                                                                              | 1343       |
| Signed .....                                                                                                                                                                                                                                                                                                                                                                                 | 1367       | Enrolled .....                                                                                                                                                                                    | 1357       |
|                                                                                                                                                                                                                                                                                                                                                                                              |            | Signed .....                                                                                                                                                                                      | 1367       |
|                                                                                                                                                                                                                                                                                                                                                                                              |            | 278—To amend section one (1) of chapter one hundred and eighty-six (186), laws of the Thirtieth General                                                                                           |            |

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| Assembly, relating to lakes and lake beds.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |            |
| Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1057       |
| Passed on file                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 1112       |
| Amended                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1191       |
| Passed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1192       |
| Senate concurs                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 1365, 1366 |
| Enrolled                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1373       |
| Signed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1385       |
| <br>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |            |
| 279—In regard to admission to the Soldiers' Home and payment for support of members.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |            |
| Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 867        |
| Referred                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 898        |
| <br>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |            |
| 280—Providing for the nomination, by political parties, or organizations, of candidates for various offices, and the election of delegates to conventions of said political parties or organizations, and the election of party committeemen, by a primary election, and for the holding of conventions by such political parties or organizations, providing penalties for the violation thereof, and repealing chapter forty (40), laws of the Thirtieth General Assembly, and chapter forty-five (45) and forty-six (46), laws of the Thirty-first General Assembly, relating to primary elections. |            |
| Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 926        |
| Printed in Journal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 927        |
| Considered                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             | 993        |
| Amended                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 994-1000   |
| Passed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1001-1003  |
| Explanations of votes                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1003       |
| Senate refuses to concur                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1092       |
| House insists                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1098       |
| Conference committee appointed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 1099       |
| Report of conference committee                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 1171       |
| Senate adopts report and amendments                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    | 1263       |
| House recedes                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | 1270       |
| Report of conference committee and amendments adopted                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 1271       |
| Enrolled                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 1357       |
| Signed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1367       |
| <br>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |            |
| 283—Legalizing an ordinance of the city council of the city of Red Oak, Iowa, granting to the Red Oak Gas Light Company the use of its streets.                                                                                                                                                                                                                                                                                                                                                                                                                                                        |            |
| Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 753        |
| Passed on file                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | 756        |
| Passed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 756, 757   |
| Enrolled                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 848        |
| Signed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 863        |
| <br>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |            |
| 286—Re-appropriating money for the purchase of land for the State Hospital for Inebriates at Knoxville.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |            |
| Received                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 868        |
| Referred                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 898        |
| Reported                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 971        |
| Passed                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 | 1099       |

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|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| Enrolled                                                                                                                                                                                                                                                                                                                                                         | 1147       |
| Signed                                                                                                                                                                                                                                                                                                                                                           | 1157       |
| <br>                                                                                                                                                                                                                                                                                                                                                             |            |
| 287—To authorize and require street railways and interurban railroads operating street railways to permit interurban railroads to use their tracks and terminal facilities and to furnish power to interurban railroads in cities, and providing for fixing the compensation therefor, and authorizing street railways to furnish power to interurban railroads. |            |
| Received                                                                                                                                                                                                                                                                                                                                                         | 1152       |
| Passed on file                                                                                                                                                                                                                                                                                                                                                   | 1164       |
| Rereferred                                                                                                                                                                                                                                                                                                                                                       | 1193       |
| <br>                                                                                                                                                                                                                                                                                                                                                             |            |
| 288—To amend chapter one hundred fifty-two (152) of the acts of the Thirty-first General Assembly, relating to limitations for the commencement of actions and relative to real property, additional to chapter two (2) title eighteen (18) of the code.                                                                                                         |            |
| Received                                                                                                                                                                                                                                                                                                                                                         | 851        |
| Referred                                                                                                                                                                                                                                                                                                                                                         | 854        |
| Reported unfavorably                                                                                                                                                                                                                                                                                                                                             | 1291       |
| Indefinitely postponed                                                                                                                                                                                                                                                                                                                                           | 1291       |
| <br>                                                                                                                                                                                                                                                                                                                                                             |            |
| 289—To amend the law as it appears in section five (5), chapter one hundred and nine (109) of the laws of the Thirty-first General Assembly, and to require assessors to report deaths occurring in their respective districts.                                                                                                                                  |            |
| Received                                                                                                                                                                                                                                                                                                                                                         | 851        |
| Referred                                                                                                                                                                                                                                                                                                                                                         | 853        |
| Reported                                                                                                                                                                                                                                                                                                                                                         | 878        |
| Passed                                                                                                                                                                                                                                                                                                                                                           | 1032, 1033 |
| Enrolled                                                                                                                                                                                                                                                                                                                                                         | 1105       |
| Signed                                                                                                                                                                                                                                                                                                                                                           | 1139       |
| <br>                                                                                                                                                                                                                                                                                                                                                             |            |
| 290—Relating to the duties of the city council of cities of the second class.                                                                                                                                                                                                                                                                                    |            |
| Received                                                                                                                                                                                                                                                                                                                                                         | 868        |
| Substituted on Calendar for House file No. 392                                                                                                                                                                                                                                                                                                                   | 880        |
| Amended and passed                                                                                                                                                                                                                                                                                                                                               | 880, 881   |
| Reconsidered                                                                                                                                                                                                                                                                                                                                                     | 881        |
| Amended and passed                                                                                                                                                                                                                                                                                                                                               | 881        |
| Title amended                                                                                                                                                                                                                                                                                                                                                    | 882        |
| Senate concurs                                                                                                                                                                                                                                                                                                                                                   | 1009       |
| Enrolled                                                                                                                                                                                                                                                                                                                                                         | 1054       |
| Signed                                                                                                                                                                                                                                                                                                                                                           | 1065       |
| <br>                                                                                                                                                                                                                                                                                                                                                             |            |
| 300—To amend section four hundred forty eight (448) of the code, relating to borrowing money for the erection of public buildings in counties having a population of forty thousand or over.                                                                                                                                                                     |            |
| Received                                                                                                                                                                                                                                                                                                                                                         | 818        |
| Passed on file                                                                                                                                                                                                                                                                                                                                                   | 853        |
| Substituted for House File No. 397                                                                                                                                                                                                                                                                                                                               | 854        |
| Passed                                                                                                                                                                                                                                                                                                                                                           | 854, 855   |
| Enrolled                                                                                                                                                                                                                                                                                                                                                         | 954        |
| Signed                                                                                                                                                                                                                                                                                                                                                           | 955        |

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| 301—To indemnify C. T. Jones for money paid out by him in contesting a civil action instituted against him by the State of Iowa.                                       |            |
| Received .....                                                                                                                                                         | 1343       |
| Referred .....                                                                                                                                                         | 1344       |
| Reported .....                                                                                                                                                         | 1428       |
| Passed .....                                                                                                                                                           | 1524       |
| Enrolled .....                                                                                                                                                         | 1605       |
| Signed .....                                                                                                                                                           | 1616       |
| 302—To amend section twenty-eight hundred and twenty-three-f (2823-f) of the supplement to the code, relative to the enforcement of the law for compulsory attendance. |            |
| Received .....                                                                                                                                                         | 1153       |
| Referred .....                                                                                                                                                         | 1203       |
| Reported .....                                                                                                                                                         | 1293       |
| Passed .....                                                                                                                                                           | 1471, 1472 |
| Enrolled .....                                                                                                                                                         | 1554       |
| Signed .....                                                                                                                                                           | 1582       |
| 305—To amend section two thousand one hundred and sixteen (2116) of the code, relating to the duty of railroads.                                                       |            |
| Received .....                                                                                                                                                         | 1090       |
| Referred .....                                                                                                                                                         | 1109       |
| Reported .....                                                                                                                                                         | 1141       |
| Amended and passed .....                                                                                                                                               | 1267       |
| Senate concurs .....                                                                                                                                                   | 1343       |
| Enrolled .....                                                                                                                                                         | 1358       |
| Signed .....                                                                                                                                                           | 1367       |
| 308—Granting the use of public highways for the laying of water mains and pipes thereon.                                                                               |            |
| Received .....                                                                                                                                                         | 1180       |
| Referred .....                                                                                                                                                         | 1202       |
| Reported with amendment .....                                                                                                                                          | 1294       |
| Amendment adopted .....                                                                                                                                                | 1470       |
| Passed .....                                                                                                                                                           | 1470       |
| Title amended .....                                                                                                                                                    | 1470, 1471 |
| Senate concurs .....                                                                                                                                                   | 1496       |
| Enrolled .....                                                                                                                                                         | 1555       |
| Signed .....                                                                                                                                                           | 1582       |
| 311—To amend chapter one (1), title seven (7), of the code, relating to the improvement of main roads.                                                                 |            |
| Received .....                                                                                                                                                         | 1300       |
| Referred .....                                                                                                                                                         | 1345       |
| Reported with amendment .....                                                                                                                                          | 1354       |
| Amendment adopted .....                                                                                                                                                | 1489       |
| Lost on passage .....                                                                                                                                                  | 1489, 1490 |
| 312—Authorizing cities and towns, including cities under special charter, to provide for the collection and disposal of garbage and for the payment for such service.  |            |
| Received .....                                                                                                                                                         | 1152       |
| Senate recalls .....                                                                                                                                                   | 1200       |
| Referred .....                                                                                                                                                         | 1203       |
| Reported unfavorably .....                                                                                                                                             | 1238       |
| Indefinitely postponed .....                                                                                                                                           | 1239       |
| 314—To legalize certain ordinances and official acts of the town council of Mondamin, Harrison county, Iowa.                                                           |            |
| Received .....                                                                                                                                                         | 868        |

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|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------|
| Referred .....                                                                                                                                                                                                                                                            | 899        |
| Reported .....                                                                                                                                                                                                                                                            | 969        |
| Passed .....                                                                                                                                                                                                                                                              | 1043, 1044 |
| Enrolled .....                                                                                                                                                                                                                                                            | 1105       |
| Signed .....                                                                                                                                                                                                                                                              | 1139       |
| 315—To repeal section fourteen hundred and sixty (1460) of the code, relating to the statement by the auditor of the State of the county treasurers' account with the treasurer of State                                                                                  |            |
| Received .....                                                                                                                                                                                                                                                            | 1090       |
| Referred .....                                                                                                                                                                                                                                                            | 1109       |
| Reported .....                                                                                                                                                                                                                                                            | 1275       |
| Passed .....                                                                                                                                                                                                                                                              | 1465, 1466 |
| Enrolled .....                                                                                                                                                                                                                                                            | 1554       |
| Signed .....                                                                                                                                                                                                                                                              | 1582       |
| 318—To amend chapter one hundred and sixty-six (166), laws of the Thirty-first General Assembly, relating to the definition of adulterated foods, and fixing standards for certain food products.                                                                         |            |
| Received .....                                                                                                                                                                                                                                                            | 1091       |
| Referred .....                                                                                                                                                                                                                                                            | 1110       |
| Recalled and rereferred .....                                                                                                                                                                                                                                             | 1139       |
| Reported .....                                                                                                                                                                                                                                                            | 1170       |
| Amended and passed .....                                                                                                                                                                                                                                                  | 1380, 1381 |
| Senate concurs .....                                                                                                                                                                                                                                                      | 1410       |
| Enrolled .....                                                                                                                                                                                                                                                            | 1513       |
| Signed .....                                                                                                                                                                                                                                                              | 1528       |
| 322—To amend section twenty-two hundred and seventy (2270) of the code, relating to settlement of insane patients.                                                                                                                                                        |            |
| Received .....                                                                                                                                                                                                                                                            | 1365       |
| Passed on file .....                                                                                                                                                                                                                                                      | 1389       |
| Passed .....                                                                                                                                                                                                                                                              | 1502       |
| Enrolled .....                                                                                                                                                                                                                                                            | 1554       |
| Signed .....                                                                                                                                                                                                                                                              | 1582       |
| 325—To amend section five hundred forty-three (543) of the code, relating to the fees of county surveyors.                                                                                                                                                                |            |
| Received .....                                                                                                                                                                                                                                                            | 1108       |
| Referred .....                                                                                                                                                                                                                                                            | 1201       |
| Reported unfavorably .....                                                                                                                                                                                                                                                | 1224       |
| Indefinitely postponed .....                                                                                                                                                                                                                                              | 1224       |
| 326—To legalize certain ordinances and amendments to the ordinances passed by the city council of Tama, Tama county, Iowa, and to legalize all of the official acts of the city officials of Tama, Tama county, Iowa acting as such under said ordinances and amendments. |            |
| Received .....                                                                                                                                                                                                                                                            | 1152       |
| Referred .....                                                                                                                                                                                                                                                            | 1201       |
| Reported .....                                                                                                                                                                                                                                                            | 1237       |
| Passed .....                                                                                                                                                                                                                                                              | 1424, 1425 |
| Enrolled .....                                                                                                                                                                                                                                                            | 1512       |
| Signed .....                                                                                                                                                                                                                                                              | 1528       |
| 328—Authorizing the employment of convict labor in the care of the State's property and for other purposes.                                                                                                                                                               |            |
| Received .....                                                                                                                                                                                                                                                            | 1181       |

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| Passed on file .....              | 1201       |
| Substitute adopted .....          | 1446       |
| Passed .....                      | 1447       |
| Senate concurs .....              | 1485       |
| Enrolled .....                    | 1512       |
| Signed .....                      | 1528       |
| <br>                              |            |
| 330—Relating to the sale of in-   |            |
| toxicants in the vicinity         |            |
| of military reservations,         |            |
| and providing a penalty           |            |
| for the violation thereof.        |            |
| Received .....                    | 1091       |
| Referred .....                    | 1112       |
| Reported .....                    | 1169       |
| Amended and passed .....          | 1421, 1422 |
| Senate concurs .....              | 1485       |
| Enrolled .....                    | 1555       |
| Signed .....                      | 1582       |
| <br>                              |            |
| 334—Appropriating the sum of      |            |
| one hundred and fifty-one         |            |
| dollars and ninety cents          |            |
| (\$151.90) to be paid to          |            |
| W. J. McAhren, in settle-         |            |
| ment of a claim against           |            |
| the State of Iowa, arising        |            |
| by reason of the efforts of       |            |
| the said W. J. McAhren to         |            |
| extradite one S. H.               |            |
| Green.                            |            |
| Received .....                    | 1180       |
| Referred .....                    | 1201       |
| Reported and rereferred .....     | 1261       |
| Reported .....                    | 1292       |
| Passed .....                      | 1472       |
| Enrolled .....                    | 1555       |
| Signed .....                      | 1582       |
| <br>                              |            |
| 336—Amendatory of and addi-       |            |
| tional to the law as it ap-       |            |
| pears in section three (3),       |            |
| chapter one hundred and           |            |
| sixteen (116), of the laws        |            |
| of the Thirty-first General       |            |
| Assembly of Iowa, rela-           |            |
| tive to the practice of           |            |
| dentistry; and extending          |            |
| the time within which to          |            |
| file license issued prior to      |            |
| January 1, 1907, under            |            |
| certain conditions.               |            |
| Received .....                    | 1264       |
| Passed on file .....              | 1345       |
| Passed .....                      | 1498, 1498 |
| Enrolled .....                    | 1554       |
| Signed .....                      | 1582       |
| <br>                              |            |
| 338—For the regulation and tax-   |            |
| ation of persons who shall        |            |
| maintain an office or place       |            |
| of business where intoxi-         |            |
| cating liquors are held in        |            |
| store and the purchase            |            |
| price thereof collected by        |            |
| the owner from the person         |            |
| to whom they have been            |            |
| conditionally sold.               |            |
| Received .....                    | 1085       |
| Referred .....                    | 1110       |
| Reported unfavorably .....        | 1136       |
| Minority report for passage ..... | 1137       |
| Rereferred .....                  | 1274       |
| Reported unfavorably .....        | 1276       |
| Minority report substitute .....  | 1276       |
| Minority report adopted .....     | 1467       |
| Passed .....                      | 1467       |
| Senate concurs .....              | 1486       |
| Enrolled .....                    | 1606       |
| Signed .....                      | 1616       |

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| 339—To amend section five thou-  |            |
| sand six hundred and six-        |            |
| ty-three (5663) of the code      |            |
| as it appears in the sec-        |            |
| tion of said number in the       |            |
| supplement to the code,          |            |
| relative to the number of        |            |
| guards in the State pen-         |            |
| itentiaries.                     |            |
| Received .....                   | 1516       |
| Passed on file .....             | 1517       |
| Passed .....                     | 1562       |
| Enrolled .....                   | 1603       |
| Signed .....                     | 1616       |
| <br>                             |            |
| 340—Relating to the conditional  |            |
| sale or lease of railroad or     |            |
| street railway equipment         |            |
| or rolling stock.                |            |
| Received .....                   | 1088       |
| Passed on file .....             | 1112       |
| Substituted for House File       |            |
| No. 454 .....                    | 1230       |
| Passed .....                     | 1230, 1231 |
| Enrolled .....                   | 1357       |
| Signed .....                     | 1367       |
| <br>                             |            |
| 341—To amend the law as it ap-   |            |
| pears in section eight hun-      |            |
| dred and fifty-two (852)         |            |
| of the supplement to the         |            |
| code, as amended by chap-        |            |
| ter thirty-four (34) of the      |            |
| laws of the Thirtieth Gen-       |            |
| eral Assembly, authorizing       |            |
| the levy of an additional        |            |
| tax of one mill on the dol-      |            |
| lar on all taxable property      |            |
| for park purposes, relating      |            |
| to park commissioners,           |            |
| their powers and duties.         |            |
| Received .....                   | 1109       |
| Substituted for House File       |            |
| No. 413 .....                    | 1161       |
| Passed .....                     | 1161, 1162 |
| Enrolled .....                   | 1281       |
| Signed .....                     |            |
| <br>                             |            |
| 343—To legalize the ordinances   |            |
| and amendments to ordi-          |            |
| nances passed by the town        |            |
| council of Nodaway, Iowa,        |            |
| and to legalize all official     |            |
| acts of the town officials       |            |
| of Nodaway, Iowa, acting         |            |
| as such officials.               |            |
| * Received .....                 | 1086       |
| Referred .....                   | 1110       |
| Reported .....                   | 1137       |
| Passed .....                     | 1219, 1220 |
| Enrolled .....                   | 1296       |
| Signed .....                     | 1310       |
| <br>                             |            |
| *Erroneously printed Sen-        |            |
| ate File No. 342.                |            |
| <br>                             |            |
| 347—Granting to cities and towns |            |
| power to regulate, define,       |            |
| tax, license and prohibit        |            |
| public dance halls, skating      |            |
| rinks, fortune tellers, pal-     |            |
| lists and clairvoyants,          |            |
| and to license and regulate      |            |
| the construction of bill-        |            |
| boards, and to tax owners        |            |
| or persons maintaining the       |            |
| same.                            |            |
| Received .....                   | 1181       |
| Referred .....                   | 1202       |
| Reported .....                   | 1239       |
| Passed .....                     | 1286, 1287 |
| Enrolled .....                   | 1357       |
| Signed .....                     | 1367       |

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| 348—To legalize the actions of certain homes for destitute or unfortunate women and orphans or abandoned children in certain cases, and the amendment of articles of incorporation thereof.                                                                                                                                                    |            | 357—Making appropriations to the Iowa State College of Agriculture and Mechanic Arts.                                                                                                                                                                                                                                                                                                                                                  |            |
| Received .....                                                                                                                                                                                                                                                                                                                                 | 1364       | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1435       |
| Referred .....                                                                                                                                                                                                                                                                                                                                 | 1389       | Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1517       |
| Reported .....                                                                                                                                                                                                                                                                                                                                 | 1387       | Substitute reported .....                                                                                                                                                                                                                                                                                                                                                                                                              | 1549       |
| Passed .....                                                                                                                                                                                                                                                                                                                                   | 1517, 1518 | Substitute adopted .....                                                                                                                                                                                                                                                                                                                                                                                                               | 1565       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                 | 1554       | Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                           | 1565, 1566 |
| Signed .....                                                                                                                                                                                                                                                                                                                                   | 1582       | Senate concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                   | 1587       |
|                                                                                                                                                                                                                                                                                                                                                |            | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1604       |
|                                                                                                                                                                                                                                                                                                                                                |            | Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                           | 1616       |
| 349—To repeal section one thousand three hundred and forty-six-d (1346-d) of the supplement to the code, relating to the assessment of express companies for taxation, and to enact a substitute therefor.                                                                                                                                     |            | 358—Making appropriations for the State University of Iowa.                                                                                                                                                                                                                                                                                                                                                                            |            |
| Received .....                                                                                                                                                                                                                                                                                                                                 | 1263       | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1436       |
| Referred .....                                                                                                                                                                                                                                                                                                                                 | 1301       | Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1497       |
| Reported with amendments .....                                                                                                                                                                                                                                                                                                                 | 1368       | Reported with amendments .....                                                                                                                                                                                                                                                                                                                                                                                                         | 1549       |
| Amendments adopted .....                                                                                                                                                                                                                                                                                                                       | 1500       | Amendments adopted .....                                                                                                                                                                                                                                                                                                                                                                                                               | 1562, 1563 |
| Passed .....                                                                                                                                                                                                                                                                                                                                   | 1500, 1501 | Senate concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                   | 1588       |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                 | 1603       | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1604       |
| Signed .....                                                                                                                                                                                                                                                                                                                                   | 1616       | Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                           | 1616       |
| 350—To amend the law as it appears in section one (1), chapter eighty-five (85), of the acts of the Thirtieth General Assembly, relating to salary of Commissioner of Bureau of Labor Statistics and his deputy.                                                                                                                               |            | 359—Making appropriations for the construction, repair, improvement and contingent funds for State hospitals, penitentiaries, industrial schools, institution for feeble-minded, college for blind, school for deaf, Iowa soldiers' home, Iowa soldiers' orphans' home.                                                                                                                                                                |            |
| Received .....                                                                                                                                                                                                                                                                                                                                 | 1375       | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1436       |
| Referred .....                                                                                                                                                                                                                                                                                                                                 | 1389       | Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1497       |
| Reported .....                                                                                                                                                                                                                                                                                                                                 | 1407       | Reported with amendment .....                                                                                                                                                                                                                                                                                                                                                                                                          | 1548       |
| Lost on passage .....                                                                                                                                                                                                                                                                                                                          | 1523       | Amendment adopted .....                                                                                                                                                                                                                                                                                                                                                                                                                | 1566       |
| Reconsidered and passed .....                                                                                                                                                                                                                                                                                                                  | 1531       | Passed .....                                                                                                                                                                                                                                                                                                                                                                                                                           | 1566, 1567 |
| Enrolled .....                                                                                                                                                                                                                                                                                                                                 | 1605       | Senate concurs .....                                                                                                                                                                                                                                                                                                                                                                                                                   | 1587       |
| Signed .....                                                                                                                                                                                                                                                                                                                                   | 1616       | Enrolled .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1604       |
|                                                                                                                                                                                                                                                                                                                                                |            | Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                           | 1616       |
| 351—To authorize the sale of the southwest quarter of section 27, township 78 north, range 24 west of the 5th principal meridian, known as the camp ground of the Iowa National Guard, and to use the proceeds of the sale, or so much thereof as may be necessary, in the purchase and improvement of another camp ground for the said guard. |            | 360—To authorize and direct boards of supervisors in the State of Iowa in counties adjoining and bordering upon the State line to meet the authorities in control and charge of public highways in adjoining counties or other states and agree upon and assign the portion or part of each public highway upon the state line between such states to be kept in repair by the authorities in the State of Iowa and such other states. |            |
| Received .....                                                                                                                                                                                                                                                                                                                                 | 1264       | Received .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1375       |
| Printed in Journal .....                                                                                                                                                                                                                                                                                                                       | 1345       | Referred .....                                                                                                                                                                                                                                                                                                                                                                                                                         | 1389       |
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| Signed .....                                                                                                                                                                                                                                                                                                                                   | 1582       | Signed .....                                                                                                                                                                                                                                                                                                                                                                                                                           | 1528       |
| 355—Authorizing the State board of control of the State of Iowa to grant the right of way for an interurban or other railway across the lands of the Iowa State Hospital at Mt. Pleasant, Henry County, Iowa.                                                                                                                                  |            | 361—To amend chapter four (4), title seven (7), of the code, relating to the collection of a tax upon inheritances.                                                                                                                                                                                                                                                                                                                    |            |
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| 364—To enable the State of Iowa to sell and dispose of all unclaimed lands within the former channel of the Des Moines river and formed by accretions in consequence of the changes of the channel of such river. |            |
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| Signed .....                                                                                                                                                                                                      | 1582       |
| 366—To authorize and empower the executive council to re-decorate and refinish the Senate chamber and other rooms at the Capitol building and making appropriation therefor.                                      |            |
| Received .....                                                                                                                                                                                                    | 1586       |
| Lost on passage .....                                                                                                                                                                                             | 1600       |
| 367—Authorizing the executive council to install an additional boiler and additional equipment in the power and storage house, and to erect an additional storage house, and to make appropriation therefor.      |            |
| Received .....                                                                                                                                                                                                    | 1412       |
| Referred .....                                                                                                                                                                                                    | 1437       |
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| Passed .....                                                                                                                                                                                                      | 1563, 1564 |
| Enrolled .....                                                                                                                                                                                                    | 1603       |
| Signed .....                                                                                                                                                                                                      | 1616       |
| 370—To legalize the election of the town council of the incorporated town of Belmont, Wright county, Iowa, and all acts thereof during the last ten years.                                                        |            |
| Received .....                                                                                                                                                                                                    | 1413       |
| Passed .....                                                                                                                                                                                                      | 1444, 1445 |
| Enrolled .....                                                                                                                                                                                                    | 1513       |
| Signed .....                                                                                                                                                                                                      | 1528       |
| 371—Fixing place of confinement of females who are convicted of felonies and sentenced to confinement in the penitentiary.                                                                                        |            |
| Received .....                                                                                                                                                                                                    | 1485       |
| Passed .....                                                                                                                                                                                                      | 1487, 1488 |
| Enrolled .....                                                                                                                                                                                                    | 1554       |
| Signed .....                                                                                                                                                                                                      | 1582       |
| 372—Legalizing the acts and proceedings of the city council of the city of Oelwein, Iowa, and purchasing grounds for park and ap-                                                                                 |            |

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| appropriating money from the park fund in partial payment of the same, and any and all acts of the city treasurer of said city in payment of warrants drawn on the park fund by the city clerk of said city.                                                                         |            |
| Received .....                                                                                                                                                                                                                                                                       | 1496       |
| Passed on file .....                                                                                                                                                                                                                                                                 | 1497       |
| Passed .....                                                                                                                                                                                                                                                                         | 1525, 1526 |
| Enrolled .....                                                                                                                                                                                                                                                                       | 1603       |
| Signed .....                                                                                                                                                                                                                                                                         | 1616       |
| 373—To define the duty of common carriers of freight respecting the speed of cars of live stock, conferring additional powers upon the board of railroad commissioners with relation thereto, and providing for the enforcement of the orders, rulings and regulations of the board. |            |
| Received .....                                                                                                                                                                                                                                                                       | 1588       |
| Passed .....                                                                                                                                                                                                                                                                         | 1591       |
| Enrolled .....                                                                                                                                                                                                                                                                       | 1605       |
| Signed .....                                                                                                                                                                                                                                                                         | 1616       |
| 374—To amend an act passed by the Thirty-second General Assembly, entitled "An act making appropriations for the Iowa State College of Agriculture and Mechanic Arts, the State University, and the State Normal School, and known as Senate File No. 77.                            |            |
| *Received .....                                                                                                                                                                                                                                                                      | 1586       |
| Passed .....                                                                                                                                                                                                                                                                         | 1599, 1600 |
| Enrolled .....                                                                                                                                                                                                                                                                       | 1606       |
| Signed .....                                                                                                                                                                                                                                                                         | 1616       |
| *Erroneously printed<br>House File No. 374.                                                                                                                                                                                                                                          |            |
| 575—To make appropriations for the payment of the State and judicial officers, State and other expenses.                                                                                                                                                                             |            |
| Received .....                                                                                                                                                                                                                                                                       | 1601       |
| Passed .....                                                                                                                                                                                                                                                                         | 1611, 1612 |
| Enrolled .....                                                                                                                                                                                                                                                                       | 1607       |
| Signed .....                                                                                                                                                                                                                                                                         | 1616       |
| 376—To provide for the general levy for State purposes for the years 1907 and 1908.                                                                                                                                                                                                  |            |
| Received .....                                                                                                                                                                                                                                                                       | 1601       |
| Passed .....                                                                                                                                                                                                                                                                         | 1612, 1613 |
| Enrolled .....                                                                                                                                                                                                                                                                       | 1607       |
| Signed .....                                                                                                                                                                                                                                                                         | 1616       |

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## RECEPTION AND ACTION.

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| 1—Relative to selection of additional employes for the Thirty-second General Assembly, fixing their compensation and defining their duties.              |            | State at the seat of government.                                                                                                         |            |
| Received                                                                                                                                                 | 135        | Received                                                                                                                                 | 1516       |
| Substituted for House Joint Resolution No. 1                                                                                                             | 135        | Passed on file                                                                                                                           | 1517       |
| Passed                                                                                                                                                   | 135, 136   | Considered                                                                                                                               | 1567       |
| Enrolled                                                                                                                                                 | 163        | Printed in Journal                                                                                                                       | 1567-1572  |
| Signed                                                                                                                                                   | 164        | Considered and amended                                                                                                                   | —          |
| 2—An act making application to the congress of the United States to call a convention for proposing amendments to the constitution of the United States. |            | Received                                                                                                                                 | 1572-1575  |
| Received                                                                                                                                                 | 312        | Substitute offered                                                                                                                       | 1575-1580  |
| Referred                                                                                                                                                 | 331        | Substitute lost                                                                                                                          | 1580       |
| Reported                                                                                                                                                 | 555        | Passed                                                                                                                                   | 1580       |
| Passed                                                                                                                                                   | 595, 596   | Explanation of vote                                                                                                                      | 1580       |
| Enrolled                                                                                                                                                 | 716        | Reconsidered                                                                                                                             | 1581, 1582 |
| Signed                                                                                                                                                   | 727        | Amended and passed                                                                                                                       | 1582       |
| 5—Appointment of joint committee to purchase a chair and gavel for the speaker of the House and the president of the Senate.                             |            | Reconsidered                                                                                                                             | 1593       |
| Received                                                                                                                                                 | 1087       | Amended and passed                                                                                                                       | 1593       |
| Amended and passed                                                                                                                                       | 1272, 1273 | Senate concurs                                                                                                                           | —          |
| Senate concurs                                                                                                                                           | 1434       | Enrolled                                                                                                                                 | 1606       |
| Enrolled                                                                                                                                                 | 1512       | Signed                                                                                                                                   | 1616       |
| Signed                                                                                                                                                   | 1528       | 7—Approving estimates of cost, plans and specifications of an annex to the hall of agriculture and authorizing the erection of the same. |            |
| 6—Fixing the number and compensation of employes in the department of                                                                                    |            | Received                                                                                                                                 | 1587       |
| Received                                                                                                                                                 | 312        | Passed                                                                                                                                   | 1597, 1598 |
| Referred                                                                                                                                                 | 331        | Enrolled                                                                                                                                 | 1606       |
| Reported                                                                                                                                                 | 555        | Signed                                                                                                                                   | 1616       |
| Passed                                                                                                                                                   | 595, 596   | 8—Approving estimates of costs, plans and specifications of buildings to be erected at the State University at Iowa City, Iowa.          |            |
| Enrolled                                                                                                                                                 | 716        | Received                                                                                                                                 | 1586       |
| Signed                                                                                                                                                   | 727        | Passed                                                                                                                                   | 1596, 1597 |
|                                                                                                                                                          |            | Enrolled                                                                                                                                 | 1606       |
|                                                                                                                                                          |            | Signed                                                                                                                                   | 1616       |

## SENATE CONCURRENT RESOLUTIONS.

## RECEPTION AND ACTION.

Appointment of committee to make arrangements for inauguration of Governor and Lieutenant-Governor. Received, 13; House concurs, 14.

Requesting secretary of state to furnish each member of the Thirty-second General Assembly with code, code supplement and session laws. Received, 13; House amends and concurs, 43; Senate concurs, 42.

Holding of joint convention to canvass the vote on Governor and Lieutenant-Governor. Received, 42; House concurs, 43.

Appointment of joint committee to select additional employes. Received, 43; referred, 103; substitute reported and adopted, 123; Senate concurs, 126.

Appointment of joint committee to draft resolutions on life and services of Lieutenant-Governor Samuel L. Bestow. Received, 43; House concurs, 45.

Appointment of joint committees to visit state institutions. Received, 126; House concurs, 129.

Holding of joint convention to hear W. J. Bryan. Received, 277; House concurs, 280.

Temporary adjournment from February 28 to March 5. Received, 394; amended and laid on table, 409; Senate recalls, 439; amendment stricken out and request for return granted, 452; received, 497; House concurs, 503.

Publication of drainage and road laws. Received, 457; laid over under rules, 485; House concurs, 498.

Dredging of lakes by fish and game warden. Received, 1130; House concurs, 1608, 1609.

Recommending parole for Jasper Mason. Received, 1411; House concurs, 1594.

Authorizing publication of new pure food, pure stock food and pure paint bills. Received, 1432; House concurs, 1437.

Holding of joint convention to elect trustees and regents of state educational institutions. Received, 1434; amended and House concurs, 1437; Senate concurs, 1457.

Relative to final adjournment. Received, 1437; House refuses to consider, 1458.

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